

**OFFICIAL JOURNAL
OF THE
SENATE
OF THE
STATE OF LOUISIANA**

SIXTEENTH DAY'S PROCEEDINGS

**Thirty-Third Regular Session of the Legislature
Under the Adoption of the
Constitution of 1974**

Senate Chamber
State Capitol
Baton Rouge, Louisiana

Tuesday, May 29, 2007

The Senate was called to order at 3:00 o'clock P.M., by Hon. Donald E. Hines, President of the Senate.

ROLL CALL

The roll being called, the following members answered to their names:

PRESENT

Mr President	Dupre	McPherson
Adley	Ellington	Michot
Amedee	Fields	Mount
Bajoie	Gautreaux B	Murray
Barham	Gautreaux N	Nevers
Boasso	Heitmeier	Quinn
Broome	Hollis	Romero
Cain	Jackson	Schedler
Cassidy	Jones	Shepherd
Chaisson	Kostelka	Smith
Cheek	Lentini	Theunissen
Cravins	Malone	Uilo
Duplessis	Marionneaux	
Total - 38		

ABSENT

Fontenot
Total - 1

The President of the Senate announced there were 38 Senators present and a quorum.

Prayer

The prayer was offered by Pastor Eugene Wellington, following which the Senate joined in pledging allegiance to the flag of the United States of America.

Reading of the Journal

On motion of Senator Bajoie, the reading of the Journal was dispensed with and the Journal of yesterday was adopted.

Morning Hour

Rules Suspended

Senator Barham asked for and obtained a suspension of the rules for the purpose of allowing the Committee on Judiciary B to continue meeting while the Senate is in session.

Messages from the House

The following Messages from the House were received and read as follows:

**Message from the House
CONCURRING IN
SENATE CONCURRENT RESOLUTIONS**

May 24, 2007

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally concurred in the following Senate Concurrent Resolutions:

SENATE CONCURRENT RESOLUTION NO. 66—
BY SENATORS CHEEK, ADLEY AND MALONE AND
REPRESENTATIVES MONTGOMERY AND JANE SMITH
A CONCURRENT RESOLUTION

To commend Breanna Spivy for her many extraordinary achievements and her outstanding ability to overcome adversity and physical impediment.

Reported without amendments.

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives

**Privilege Report of the
Legislative Bureau**

May 29, 2007

To the President and Members of the Senate:

I am directed by your Legislative Bureau to submit the following report:

The following bills are approved as to construction and duplication.

HOUSE BILL NO. 254—
BY REPRESENTATIVES ERDEY, MONTGOMERY, ARNOLD, CURTIS,
GEYMANN, HARRIS, KLECKLEY, ROBIDEAUX, SCHNEIDER, AND
TRAHAN

AN ACT

To enact R.S. 11:2173(C), relative to the Sheriffs' Pension and Relief Fund; to provide for advance education for candidates for membership on the board of trustees; to provide for educational requirements; to provide for place and manner of educational sessions; to provide for costs of such educational sessions; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 303—
BY REPRESENTATIVE TRAHAN

AN ACT

To amend and reenact R.S. 6:1094(C)(1), relative to licensees under the Residential Mortgage Lending Act; to provide for continuing professional education for persons seeking to reinstate or renew their license; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 307—
BY REPRESENTATIVES DAMICO AND PINAC
AN ACT

To amend and reenact R.S. 37:1442(B), (C), and (D), 1443(4)(a) and (b), and 1462(A), relative to the Louisiana Real Estate Commission; to provide for a delinquent renewal time period for active or inactive license or registration; to provide an increase in delinquent renewal fees; to provide for conditions for recovery relative to consent judgments; and to provide for related matters.

Reported without amendments.

May 29, 2007

HOUSE BILL NO. 314—

BY REPRESENTATIVE BRUCE

AN ACT

To amend and reenact R.S. 6:1088(F)(4), to enact R.S. 6:103(B)(16), 1083(3.2), and 1088.1, and to repeal R.S. 6:1092(J), relative to the Office of Financial Institutions; to provide for the disclosure of information in connection with an online licensing system; to provide for a definition of licensing system; to provide for rejection of a renewal application for licensure; to provide for the establishment and implementation of a licensing system; to provide for collection and imposition of fees by a third party; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 317—

BY REPRESENTATIVES GEYMAN AND SCHNEIDER

AN ACT

To enact R.S. 6:1090(I), relative to the Residential Mortgage Lending Act; to provide for a restriction on licensees; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 355—

BY REPRESENTATIVE KLECKLEY

AN ACT

To amend and reenact R.S. 37:766 and 780(B)(1), relative to the practice of dentistry; to provide for employment of dental hygienists; to provide for operations of dental hygienists; to provide for the committee's authority relative to administrative hearings; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 387—

BY REPRESENTATIVE FARRAR

AN ACT

To amend and reenact R.S. 37:2805(B)(1)(d), 2808(2), 2809(A)(9), and 2810(B), relative to the procedures of the Louisiana Board of Chiropractic Examiners; to provide for licensing requirements; to provide for fees; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 439—

BY REPRESENTATIVE DOERGE

AN ACT

To amend and reenact R.S. 11:788(B)(2), to enact R.S. 11:449(E), and to repeal R.S. 11:788(B)(3), relative to the Teachers' Retirement System of Louisiana and the Louisiana State Employees' Retirement System; to provide with respect to eligibility to redeposit all or any part of an eligible rollover distribution by retirees who received a qualified distribution pursuant to the Katrina Emergency Tax Relief Act of 2005 or the Gulf Opportunity Zone Act of 2005; to provide for an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 457—

BY REPRESENTATIVE ARNOLD AND SENATOR B. GAUTREAUX

AN ACT

To amend and reenact R.S. 11:2260(A)(9) and R.S. 24:513(C)(1), relative to the Firefighters' Retirement System; to provide relative to audits of employers conducted by the system's board of trustees or the legislative auditor; to provide relative to the powers and duties of the board and the legislative auditor with respect to such audits; to provide for access by the legislative auditor to system and employer books, records, documents, and accounts; to provide penalties for failure of an employer to provide access to records; to provide for an effective date; and to provide for related matters.

Reported without amendments.

Respectfully submitted,
ARTHUR J. "ART" LENTINI
Chairman

Adoption of Legislative Bureau Report

On motion of Senator Lentini, the Bills and Joint Resolutions were read by title and passed to a third reading.

Introduction of Senate Concurrent Resolutions

Senator Bajoie asked for and obtained a suspension of the rules for the purpose of introducing and reading the following Senate Concurrent Resolutions a first and second time and acting upon them as follows:

SENATE CONCURRENT RESOLUTION NO. 67—

BY SENATOR BROOME

A CONCURRENT RESOLUTION

To establish a statewide Task Force on Poverty to outline comprehensive approaches for reducing poverty with tangible goals in mind.

The resolution was read by title. Senator Broome moved to adopt the Senate Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr President	Chaisson	McPherson
Adley	Cheek	Mount
Amedee	Dupre	Murray
Bajoie	Gautreaux B	Nevers
Barham	Gautreaux N	Romero
Broome	Kostelka	Smith
Cain	Lentini	Theunissen
Cassidy	Malone	Ullo
Total - 24		

NAYS

Total - 0

ABSENT

Boasso	Fontenot	Marionneaux
Cravins	Heitmeier	Michot
Duplessis	Hollis	Quinn
Ellington	Jackson	Schedler
Fields	Jones	Shepherd
Total - 15		

The Chair declared the Senate had adopted the Senate Concurrent Resolution and ordered it sent to the House.

SENATE CONCURRENT RESOLUTION NO. 68—

BY SENATOR BAJOIE

A CONCURRENT RESOLUTION

To commend Antoine Dominique "Fats" Domino for his exceptional and unique rock 'n roll singing style and to designate June 19, 2007, as "Fats" Domino Day in Louisiana.

The resolution was read by title. Senator Bajoie moved to adopt the Senate Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr President	Chaisson	McPherson
Adley	Cheek	Mount
Amedee	Dupre	Murray
Bajoie	Gautreaux B	Nevers
Barham	Gautreaux N	Romero
Broome	Kostelka	Smith
Cain	Lentini	Theunissen
Cassidy	Malone	Ullo
Total - 24		

NAYS

Total - 0

ABSENT

Boasso	Fontenot	Marionneaux
Cravins	Heitmeier	Michot
Duplessis	Hollis	Quinn
Ellington	Jackson	Schedler
Fields	Jones	Shepherd
Total - 15		

The Chair declared the Senate had adopted the Senate Concurrent Resolution and ordered it sent to the House.

SENATE CONCURRENT RESOLUTION NO. 69—
BY SENATOR BAJOIE

A CONCURRENT RESOLUTION

To commend Delta Sigma Theta Sorority, Inc., for its achievements and community service and to designate May 30, 2007, as Delta Sigma Theta Sorority "Red and White" Day at the Legislature of Louisiana.

The resolution was read by title. Senator Bajoie moved to adopt the Senate Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr President	Chaisson	McPherson
Adley	Cheek	Mount
Amedee	Dupre	Murray
Bajoie	Gautreaux B	Nevers
Barham	Gautreaux N	Romero
Broome	Kostelka	Smith
Cain	Lentini	Theunissen
Cassidy	Malone	Ullo
Total - 24		

NAYS

Total - 0

ABSENT

Boasso	Fontenot	Marionneaux
Cravins	Heitmeier	Michot
Duplessis	Hollis	Quinn
Ellington	Jackson	Schedler
Fields	Jones	Shepherd
Total - 15		

The Chair declared the Senate had adopted the Senate Concurrent Resolution and ordered it sent to the House.

Messages from the House

The following Messages from the House were received and read as follows:

Message from the House

ASKING CONCURRENCE IN HOUSE BILLS AND JOINT RESOLUTIONS

May 24, 2007

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally passed and asks your concurrence in the following House Bills and Joint Resolutions:

HOUSE BILL NO. 682—
BY REPRESENTATIVES JOHNS AND LAFLEUR
AN ACT

To amend and reenact R.S. 37:1041(C)(2)(a), relative to the practice of optometry; to provide for the definition of diagnostic and therapeutic pharmaceutical agent; and to provide for related matters.

HOUSE BILL NO. 197—
BY REPRESENTATIVE TOOMY AND SENATOR SHEPHERD
AN ACT

To amend and reenact R.S. 27:93(A)(4)(a), relative to riverboat admission fees levied by Jefferson Parish; to provide for the use of such fees in the incorporated areas of the West Bank of Jefferson Parish for specified purposes; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 238—
BY REPRESENTATIVE WOOTON
AN ACT

To amend and reenact R.S. 27:29.3(A), relative to non-gaming supplier permits; to increase the amount of business a supplier of non-gaming goods and services must conduct with certain gaming licensees to require the issuance of a non-gaming supplier permit; to provide for the adoption of rules for reporting by certain suppliers; and to provide for related matters.

HOUSE BILL NO. 277—
BY REPRESENTATIVE BOWLER
AN ACT

To amend and reenact R.S. 32:861(A)(1), relative to compulsory motor vehicle liability security; to exempt certain motor vehicles from required coverage; and to provide for related matters.

HOUSE BILL NO. 294—
BY REPRESENTATIVE CHANDLER
AN ACT

To amend and reenact R.S. 15:1105.1(A)(introductory paragraph), 1105.3(B), and 1105.5(B), relative to the Central Louisiana Juvenile Detention Center Authority; to change the name of the authority to the Central Louisiana Youth Authority; to remove the requirement that the board of commissioners meetings be held at the domicile of the board; and to provide for related matters.

HOUSE BILL NO. 397—
BY REPRESENTATIVE SMILEY
AN ACT

To enact R.S. 56:109.3, relative to deer hunting; to provide relative to the taking of deer in the Maurepas Swamp Wildlife Management Area; to authorize the use of dogs during a portion of the open season; and to provide for related matters.

HOUSE BILL NO. 429—
BY REPRESENTATIVE M. POWELL
AN ACT

To enact R.S. 17:154.5 and 3996(B)(21), relative to school schedules; to require that public elementary and secondary schools be closed on certain election dates; to provide exceptions; to provide applicability to charter schools; to provide for implementation; to provide an effective date; and to provide for related matters.

HOUSE BILL NO. 519—
BY REPRESENTATIVES ELCIE GUILLORY AND GRAY
AN ACT

To enact R.S. 14:35.3(B)(3) and (L), relative to domestic abuse battery; to provide for criminal penalties for domestic abuse battery when the battery involves strangulation; to provide for definitions; and to provide for related matters.

HOUSE BILL NO. 599—
BY REPRESENTATIVES WADDELL AND FRITH
AN ACT

To amend and reenact R.S. 56:116(C), relative to hunting deer; to define primitive firearms that may be used during the special hunting seasons for muzzleloaders; and to provide for related matters.

HOUSE BILL NO. 613—
BY REPRESENTATIVE DORSEY
AN ACT

To enact R.S. 27:93(A)(10), relative to riverboat admission fees; to authorize the local governing authority in East Baton Rouge Parish where riverboats are berthed to levy a fee based on monthly net gaming proceeds in lieu of admission fees; to provide for the establishment of the amount of the fee by contract; and to provide for related matters.

HOUSE BILL NO. 614—
BY REPRESENTATIVES BEARD AND SCALISE
AN ACT

To enact R.S. 14:32.9, relative to partial birth abortion; to prohibit partial birth abortion; to provide for criminal penalties; to provide for a civil action for damages; to provide for a medical review of the conduct of the physician; to provide for definitions; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 157—
BY REPRESENTATIVES WALSWORTH, ALEXANDER, BADON, BARROW, CHANDLER, DANIEL, DOWNS, ELBERT GUILLORY, HONEY, KENNEY, McDONALD, MONTGOMERY, M. POWELL, T. POWELL, RITCHIE, TRAHAN, AND WALKER
AN ACT

To amend and reenact R.S. 17:164.1(A), relative to requirements for school bus crossing control devices; to provide that the State Board of Elementary and Secondary Education shall adopt rules and regulations requiring that every school bus used in the transportation of students be equipped with a crossing control device by a specified date; and to provide for related matters.

HOUSE BILL NO. 222—
BY REPRESENTATIVE JOHNS
AN ACT

To amend and reenact R.S. 15:1152, 1153(A)(2), 1154(D) and (E), 1157, 1158, 1159, and 1161(A), (B), and (D), relative to prison enterprises; to authorize prison enterprises to provide products and services to public employees; to delete provisions requiring that products and services be provided at the cost to the department for providing the goods and services; to provide for a professional timber management consultant; to provide consultation relative to and concurrence in the development of budgets regarding prison enterprises; to provide relative to sales of goods and services; to authorize the use of inmate labor in maintaining existing production and service facilities; to provide relative to proceeds of sales; to provide relative to sales of livestock breeding services and fees charged for services; and to provide for related matters.

HOUSE BILL NO. 288—
BY REPRESENTATIVE ODINET
AN ACT

To enact R.S. 40:2266.1.1, relative to the Acadiana Criminalistics Laboratory Commission, the North Louisiana Criminalistics Laboratory Commission, the Southeast Louisiana Regional Criminalistics Laboratory Commission, and any other criminalistics laboratory commission; to provide for the collection of fees for certain criminal violations; to provide for a fee schedule for criminal violations; to provide for collection

of the fees; to provide for the use of revenue derived from the fees; and to provide for related matters.

HOUSE BILL NO. 460—
BY REPRESENTATIVE MICKEY GUILLORY
AN ACT

To amend and reenact R.S. 14:67.16(C)(1)(b), (2)(b), (3)(b), and (4)(b) and to enact R.S. 14:67.16(C)(1)(c), (2)(c), (3)(c), and (4)(c), relative to identity theft; to increase penalties for the crime of identity theft when the victim is sixty years of age or older, under the age of seventeen, or disabled; and to provide for related matters.

HOUSE BILL NO. 632—
BY REPRESENTATIVE STRAIN
AN ACT

To enact R.S. 40:2183(E), relative to hospices; to place an eighteen-month moratorium on the issuance of hospice licenses; to exempt certain facilities from the moratorium; and to provide for related matters.

HOUSE BILL NO. 645—
BY REPRESENTATIVE ELBERT GUILLORY
AN ACT

To enact R.S. 15:828.3, relative to the Department of Public Safety and Corrections; to create the Prison Substance Abuse and Rehabilitation Pilot Program; to provide for definitions; to provide for implementation of the program; to provide with respect to services offered by the program; and to provide for related matters.

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives

**House Bills and Joint Resolutions
on First Reading**

The following House Bills and Joint Resolutions were read a first time by their titles and placed on the Calendar for their second reading:

HOUSE BILL NO. 157—
BY REPRESENTATIVES WALSWORTH, ALEXANDER, BADON, BARROW, CHANDLER, DANIEL, DOWNS, ELBERT GUILLORY, HONEY, KENNEY, McDONALD, MONTGOMERY, M. POWELL, T. POWELL, RITCHIE, TRAHAN, AND WALKER
AN ACT

To amend and reenact R.S. 17:164.1(A), relative to requirements for school bus crossing control devices; to provide that the State Board of Elementary and Secondary Education shall adopt rules and regulations requiring that every school bus used in the transportation of students be equipped with a crossing control device by a specified date; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 197—
BY REPRESENTATIVE TOOMY AND SENATOR SHEPHERD
AN ACT

To amend and reenact R.S. 27:93(A)(4)(a), relative to riverboat admission fees levied by Jefferson Parish; to provide for the use of such fees in the incorporated areas of the West Bank of Jefferson Parish for specified purposes; to provide for an effective date; and to provide for related matters.

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department for providing the goods and services; to provide for a professional timber management consultant; to provide consultation relative to and concurrence in the development of budgets regarding prison enterprises; to provide relative to sales of goods and services; to authorize the use of inmate labor in maintaining existing production and service facilities; to provide relative to proceeds of sales; to provide relative to sales of livestock breeding services and fees charged for services; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 238—
BY REPRESENTATIVE WOOTON
AN ACT

To amend and reenact R.S. 27:29.3(A), relative to non-gaming supplier permits; to increase the amount of business a supplier of non-gaming goods and services must conduct with certain gaming licensees to require the issuance of a non-gaming supplier permit; to provide for the adoption of rules for reporting by certain suppliers; and to provide for related matters.

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BY REPRESENTATIVE BOWLER
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To amend and reenact R.S. 32:861(A)(1), relative to compulsory motor vehicle liability security; to exempt certain motor vehicles from required coverage; and to provide for related matters.

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AN ACT

To enact R.S. 40:2266.1.1, relative to the Acadiana Criminalistics Laboratory Commission, the North Louisiana Criminalistics Laboratory Commission, the Southeast Louisiana Regional Criminalistics Laboratory Commission, and any other criminalistics laboratory commission; to provide for the collection of fees for certain criminal violations; to provide for a fee schedule for criminal violations; to provide for collection of the fees; to provide for the use of revenue derived from the fees; and to provide for related matters.

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HOUSE BILL NO. 294—
BY REPRESENTATIVE CHANDLER
AN ACT

To amend and reenact R.S. 15:1105.1(A)(introductory paragraph), 1105.3(B), and 1105.5(B), relative to the Central Louisiana Juvenile Detention Center Authority; to change the name of the authority to the Central Louisiana Youth Authority; to remove the requirement that the board of commissioners meetings be held at the domicile of the board; and to provide for related matters.

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AN ACT

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The bill was read by title; lies over under the rules.

HOUSE BILL NO. 460—
BY REPRESENTATIVE MICKEY GUILLORY
AN ACT

To amend and reenact R.S. 14:67.16(C)(1)(b), (2)(b), (3)(b), and (4)(b) and to enact R.S. 14:67.16(C)(1)(c), (2)(c), (3)(c), and (4)(c), relative to identity theft; to increase penalties for the crime of identity theft when the victim is sixty years of age or older, under the age of seventeen, or disabled; and to provide for related matters.

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BY REPRESENTATIVES BEARD AND SCALISE
AN ACT

To enact R.S. 14:32.9, relative to partial birth abortion; to prohibit partial birth abortion; to provide for criminal penalties; to provide for a civil action for damages; to provide for a medical review of the conduct of the physician; to provide for definitions; to provide for an effective date; and to provide for related matters.

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BY REPRESENTATIVE STRAIN
AN ACT

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BY REPRESENTATIVE ELBERT GUILLORY
AN ACT

To enact R.S. 15:828.3, relative to the Department of Public Safety and Corrections; to create the Prison Substance Abuse and Rehabilitation Pilot Program; to provide for definitions; to provide for implementation of the program; to provide with respect to services offered by the program; and to provide for related matters.

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BY REPRESENTATIVES JOHNS AND LAFLEUR
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Message from the House

**ASKING CONCURRENCE IN
HOUSE CONCURRENT RESOLUTIONS**

May 24, 2007

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally passed and asks your concurrence in the following House Concurrent Resolutions:

HOUSE CONCURRENT RESOLUTION NO. 135—
BY REPRESENTATIVE TRAHAN
A CONCURRENT RESOLUTION

To urge and request the thirteen state and statewide public retirement systems to meet voluntarily on at least a semi-annual basis to share and discuss investment strategies.

HOUSE CONCURRENT RESOLUTION NO. 136—
BY REPRESENTATIVE WALSWORTH
A CONCURRENT RESOLUTION

To commend Dr. James N. Stafford upon his service as a member of the State Board of Elementary and Secondary Education for five terms, to recognize and record his myriad accomplishments and his remarkable contributions to the field of education, and to recognize May 31, 2007, as James N. Stafford Day.

HOUSE CONCURRENT RESOLUTION NO. 138—
BY REPRESENTATIVE DANIEL
A CONCURRENT RESOLUTION

To commend the Republic of China (Taiwan) for its close economic and business ties with the state of Louisiana and to urge and request the president of the United States to direct the United States trade representative to negotiate a free trade agreement between the United States and Taiwan.

HOUSE CONCURRENT RESOLUTION NO. 139—
BY REPRESENTATIVES RICHMOND, BADON, BARROW, BAYLOR, BURRELL, K. CARTER, CURTIS, DORSEY, GALLOT, GRAY, ELBERT GUILLORY, ELCIE GUILLORY, HARRIS, HONEY, HUNTER, JACKSON, JEFFERSON, LAFONTA, MARCHAND, MORRELL, PIERRE, QUEZAIRE, AND WILLIAMS AND SENATORS BAJOIE, BROOME, CRAVINS, DUPLESSIS, FIELDS, JACKSON, JONES, MURRAY, AND SHEPHERD

A CONCURRENT RESOLUTION

To commend posthumously Reverend Avery Alexander, a founding member of the Louisiana Legislative Black Caucus, upon the celebration of the thirtieth anniversary of the caucus.

HOUSE CONCURRENT RESOLUTION NO. 140—
BY REPRESENTATIVES RICHMOND, BADON, BARROW, BAYLOR, BURRELL, K. CARTER, CURTIS, DORSEY, GALLOT, GRAY, ELBERT GUILLORY, ELCIE GUILLORY, HARRIS, HONEY, HUNTER, JACKSON, JEFFERSON, LAFONTA, MARCHAND, MORRELL, PIERRE, QUEZAIRE, AND WILLIAMS AND SENATORS BAJOIE, BROOME, CRAVINS, DUPLESSIS, FIELDS, JACKSON, JONES, MURRAY, AND SHEPHERD

A CONCURRENT RESOLUTION

To commend Thomas Jasper, a founding member of the Louisiana Legislative Black Caucus, upon the celebration of the thirtieth anniversary of the caucus.

HOUSE CONCURRENT RESOLUTION NO. 141—
BY REPRESENTATIVES RICHMOND, BADON, BARROW, BAYLOR, BURRELL, K. CARTER, CURTIS, DORSEY, GALLOT, GRAY, ELBERT GUILLORY, ELCIE GUILLORY, HARRIS, HONEY, HUNTER, JACKSON, JEFFERSON, LAFONTA, MARCHAND, MORRELL, PIERRE, QUEZAIRE, AND WILLIAMS AND SENATORS BROOME, CRAVINS, DUPLESSIS, FIELDS, JACKSON, JONES, MURRAY, AND SHEPHERD

A CONCURRENT RESOLUTION

To commend Senator Diana E. Bajoie, a founding member of the Louisiana Legislative Black Caucus, upon the celebration of the thirtieth anniversary of the caucus.

HOUSE CONCURRENT RESOLUTION NO. 142—
BY REPRESENTATIVES RICHMOND, BADON, BARROW, BAYLOR, BURRELL, K. CARTER, CURTIS, DORSEY, GALLOT, GRAY, ELBERT GUILLORY, ELCIE GUILLORY, HARRIS, HONEY, HUNTER, JACKSON, JEFFERSON, LAFONTA, MARCHAND, MORRELL, PIERRE, QUEZAIRE, AND WILLIAMS AND SENATORS BAJOIE, BROOME, CRAVINS, DUPLESSIS, FIELDS, JACKSON, JONES, MURRAY, AND SHEPHERD

A CONCURRENT RESOLUTION

To commend Louis Charbonnet III, a founding member of the Louisiana Legislative Black Caucus, upon the celebration of the thirtieth anniversary of the caucus.

HOUSE CONCURRENT RESOLUTION NO. 143—
BY REPRESENTATIVES RICHMOND, BADON, BARROW, BAYLOR, BURRELL, K. CARTER, CURTIS, DORSEY, GALLOT, GRAY, ELBERT GUILLORY, ELCIE GUILLORY, HARRIS, HONEY, HUNTER, JACKSON, JEFFERSON, LAFONTA, MARCHAND, MORRELL, PIERRE, QUEZAIRE, AND WILLIAMS AND SENATORS BAJOIE, BROOME, CRAVINS, DUPLESSIS, FIELDS, JACKSON, JONES, MURRAY, AND SHEPHERD

A CONCURRENT RESOLUTION

To commend Johnny Jackson, Jr., a founding member of the Louisiana Legislative Black Caucus, upon the celebration of the thirtieth anniversary of the caucus.

HOUSE CONCURRENT RESOLUTION NO. 144—
BY REPRESENTATIVES RICHMOND, BADON, BARROW, BAYLOR, BURRELL, K. CARTER, CURTIS, DORSEY, GALLOT, GRAY, ELBERT GUILLORY, ELCIE GUILLORY, HARRIS, HONEY, HUNTER, JACKSON, JEFFERSON, LAFONTA, MARCHAND, MORRELL, PIERRE, QUEZAIRE, AND WILLIAMS AND SENATORS BAJOIE, BROOME, CRAVINS, DUPLESSIS, FIELDS, JACKSON, JONES, MURRAY, AND SHEPHERD

A CONCURRENT RESOLUTION

To commend Joseph Delpit, a founding member of the Louisiana Legislative Black Caucus, upon the celebration of the thirtieth anniversary of the caucus.

HOUSE CONCURRENT RESOLUTION NO. 145—
BY REPRESENTATIVES RICHMOND, BADON, BARROW, BAYLOR, BURRELL, K. CARTER, CURTIS, DORSEY, GALLOT, GRAY, ELBERT GUILLORY, ELCIE GUILLORY, HARRIS, HONEY, HUNTER, JACKSON, JEFFERSON, LAFONTA, MARCHAND, MORRELL, PIERRE, QUEZAIRE, AND WILLIAMS AND SENATORS BAJOIE, BROOME, CRAVINS, DUPLESSIS, FIELDS, JACKSON, JONES, MURRAY, AND SHEPHERD

A CONCURRENT RESOLUTION

To commend posthumously Nick Connor, a founding member of the Louisiana Legislative Black Caucus, upon the celebration of the thirtieth anniversary of the caucus.

HOUSE CONCURRENT RESOLUTION NO. 146—
BY REPRESENTATIVES RICHMOND, BADON, BARROW, BAYLOR, BURRELL, K. CARTER, CURTIS, DORSEY, GALLOT, GRAY, ELBERT GUILLORY, ELCIE GUILLORY, HARRIS, HONEY, HUNTER, JACKSON, JEFFERSON, LAFONTA, MARCHAND, MORRELL, PIERRE, QUEZAIRE, AND WILLIAMS AND SENATORS BAJOIE, BROOME, CRAVINS, DUPLESSIS, FIELDS, JACKSON, JONES, MURRAY, AND SHEPHERD

A CONCURRENT RESOLUTION

To commend Sidney Barthelemy, a founding member of the Louisiana Legislative Black Caucus, upon the celebration of the thirtieth anniversary of the caucus.

HOUSE CONCURRENT RESOLUTION NO. 147—

BY REPRESENTATIVES RICHMOND, BADON, BARROW, BAYLOR, BURRELL, K. CARTER, CURTIS, DORSEY, GALLOT, GRAY, ELBERT GULLORY, ELCIE GULLORY, HARRIS, HONEY, HUNTER, JACKSON, JEFFERSON, LAFONTA, MARCHAND, MORRELL, PIERRE, QUEZAIRE, AND WILLIAMS AND SENATORS BAJOIE, BROOME, CRAVINS, DUPLESSIS, FIELDS, JACKSON, JONES, MURRAY, AND SHEPHERD

A CONCURRENT RESOLUTION

To commend Alphonse Jackson, Jr., a founding member of the Louisiana Legislative Black Caucus, upon the celebration of the thirtieth anniversary of the caucus.

HOUSE CONCURRENT RESOLUTION NO. 148—

BY REPRESENTATIVES RICHMOND, BADON, BARROW, BAYLOR, BURRELL, K. CARTER, CURTIS, DORSEY, GALLOT, GRAY, ELBERT GULLORY, ELCIE GULLORY, HARRIS, HONEY, HUNTER, JACKSON, JEFFERSON, LAFONTA, MARCHAND, MORRELL, PIERRE, QUEZAIRE, AND WILLIAMS AND SENATORS BAJOIE, BROOME, CRAVINS, DUPLESSIS, FIELDS, JACKSON, JONES, MURRAY, AND SHEPHERD

A CONCURRENT RESOLUTION

To commend Richard Turnley, Jr., a founding member of the Louisiana Legislative Black Caucus, upon the celebration of the thirtieth anniversary of the caucus.

HOUSE CONCURRENT RESOLUTION NO. 149—

BY REPRESENTATIVE BADON

A CONCURRENT RESOLUTION

To urge and request the governor, the Saints organization, and the Louisiana Department of Economic Development to study and consider selecting the site of Plaza Mall in New Orleans East as the site for a new stadium and practice facility for the New Orleans Saints.

HOUSE CONCURRENT RESOLUTION NO. 150—

BY REPRESENTATIVE GALLOT AND SENATOR KOSTELKA

A CONCURRENT RESOLUTION

To record and acknowledge the extraordinary accomplishments and singular contributions of Frederick C. Hobdy, former head basketball coach and athletic director at Grambling State University, and to urge and request Grambling State University and the University of Louisiana System to recognize his accomplishments and contributions and consider naming the university's assembly center in his honor.

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives

House Concurrent Resolutions

Senator Bajoie asked for and obtained a suspension of the rules to take up at this time the following House Concurrent Resolutions just received from the House which were taken up, read a first and second time by their titles and acted upon as follows:

HOUSE CONCURRENT RESOLUTION NO. 135—

BY REPRESENTATIVE TRAHAN

A CONCURRENT RESOLUTION

To urge and request the thirteen state and statewide public retirement systems to meet voluntarily on at least a semi-annual basis to share and discuss investment strategies.

On motion of Senator Bajoie, the resolution was read by title and referred to the Committee on Retirement.

HOUSE CONCURRENT RESOLUTION NO. 136—

BY REPRESENTATIVE WALSWORTH

A CONCURRENT RESOLUTION

To commend Dr. James N. Stafford upon his service as a member of the State Board of Elementary and Secondary Education for five terms, to recognize and record his myriad accomplishments and his remarkable contributions to the field of education, and to recognize May 31, 2007, as James N. Stafford Day.

The resolution was read by title. Senator Barham moved to concur in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr President	Cheek	Murray
Adley	Dupre	Nevers
Amedee	Gautreaux B	Quinn
Bajoie	Gautreaux N	Romero
Barham	Kostelka	Smith
Broome	Lentini	Theunissen
Cain	Malone	Ullo
Cassidy	McPherson	
Chaisson	Mount	
Total - 25		

NAYS

Total - 0

ABSENT

Boasso	Fontenot	Marionneau
Cravins	Heitmeier	Michot
Duplessis	Hollis	Schedler
Ellington	Jackson	Shepherd
Fields	Jones	
Total - 14		

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

HOUSE CONCURRENT RESOLUTION NO. 138—

BY REPRESENTATIVE DANIEL

A CONCURRENT RESOLUTION

To commend the Republic of China (Taiwan) for its close economic and business ties with the state of Louisiana and to urge and request the president of the United States to direct the United States trade representative to negotiate a free trade agreement between the United States and Taiwan.

On motion of Senator Bajoie, the resolution was read by title and referred to the Committee on Commerce, Consumer Protection, and International Affairs.

HOUSE CONCURRENT RESOLUTION NO. 139—

BY REPRESENTATIVES RICHMOND, BADON, BARROW, BAYLOR, BURRELL, K. CARTER, CURTIS, DORSEY, GALLOT, GRAY, ELBERT GULLORY, ELCIE GULLORY, HARRIS, HONEY, HUNTER, JACKSON, JEFFERSON, LAFONTA, MARCHAND, MORRELL, PIERRE, QUEZAIRE, AND WILLIAMS AND SENATORS BAJOIE, BROOME, CRAVINS, DUPLESSIS, FIELDS, JACKSON, JONES, MURRAY, AND SHEPHERD

A CONCURRENT RESOLUTION

To commend posthumously Reverend Avery Alexander, a founding member of the Louisiana Legislative Black Caucus, upon the celebration of the thirtieth anniversary of the caucus.

The resolution was read by title. Senator Murray moved to concur in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr President	Cheek	Mount
Adley	Duplessis	Murray
Amedee	Dupre	Nevers
Bajoie	Gautreaux B	Quinn
Barham	Gautreaux N	Romero
Broome	Kostelka	Smith
Cain	Lentini	Theunissen

May 29, 2007

Cassidy Malone Ullo
 Chaisson McPherson
 Total - 26

NAYS

Total - 0

ABSENT

Boasso Heitmeier Michot
 Cravins Hollis Schedler
 Ellington Jackson Shepherd
 Fields Jones
 Fontenot Marionneaux
 Total - 13

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

HOUSE CONCURRENT RESOLUTION NO. 140—
 BY REPRESENTATIVES RICHMOND, BADON, BARROW, BAYLOR, BURRELL, K. CARTER, CURTIS, DORSEY, GALLOT, GRAY, ELBERT GUILLORY, ELCIE GUILLORY, HARRIS, HONEY, HUNTER, JACKSON, JEFFERSON, LAFONTA, MARCHAND, MORRELL, PIERRE, QUEZAIRE, AND WILLIAMS AND SENATORS BAJOIE, BROOME, CRAVINS, DUPLESSIS, FIELDS, JACKSON, JONES, MURRAY, AND SHEPHERD

A CONCURRENT RESOLUTION

To commend Thomas Jasper, a founding member of the Louisiana Legislative Black Caucus, upon the celebration of the thirtieth anniversary of the caucus.

The resolution was read by title. Senator Murray moved to concur in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr President Cheek Mount
 Adley Duplessis Murray
 Amedee Dupre Nevers
 Bajoie Gautreaux B Quinn
 Barham Gautreaux N Romero
 Broome Kostelka Smith
 Cain Lentini Theunissen
 Cassidy Malone Ullo
 Chaisson McPherson

Total - 26

NAYS

Total - 0

ABSENT

Boasso Heitmeier Michot
 Cravins Hollis Schedler
 Ellington Jackson Shepherd
 Fields Jones
 Fontenot Marionneaux
 Total - 13

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

HOUSE CONCURRENT RESOLUTION NO. 141—
 BY REPRESENTATIVES RICHMOND, BADON, BARROW, BAYLOR, BURRELL, K. CARTER, CURTIS, DORSEY, GALLOT, GRAY, ELBERT GUILLORY, ELCIE GUILLORY, HARRIS, HONEY, HUNTER, JACKSON, JEFFERSON, LAFONTA, MARCHAND, MORRELL, PIERRE, QUEZAIRE, AND WILLIAMS AND SENATORS BROOME, CRAVINS, DUPLESSIS, FIELDS, JACKSON, JONES, MURRAY, AND SHEPHERD

A CONCURRENT RESOLUTION

To commend Senator Diana E. Bajoie, a founding member of the Louisiana Legislative Black Caucus, upon the celebration of the thirtieth anniversary of the caucus.

The resolution was read by title. Senator Murray moved to concur in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr President Cheek McPherson
 Adley Duplessis Mount
 Amedee Dupre Murray
 Bajoie Fields Nevers
 Barham Gautreaux B Quinn
 Broome Gautreaux N Romero
 Cain Kostelka Smith
 Cassidy Lentini Theunissen
 Chaisson Malone Ullo

Total - 27

NAYS

Total - 0

ABSENT

Boasso Heitmeier Marionneaux
 Cravins Hollis Michot
 Ellington Jackson Schedler
 Fontenot Jones Shepherd
 Total - 12

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

HOUSE CONCURRENT RESOLUTION NO. 142—
 BY REPRESENTATIVES RICHMOND, BADON, BARROW, BAYLOR, BURRELL, K. CARTER, CURTIS, DORSEY, GALLOT, GRAY, ELBERT GUILLORY, ELCIE GUILLORY, HARRIS, HONEY, HUNTER, JACKSON, JEFFERSON, LAFONTA, MARCHAND, MORRELL, PIERRE, QUEZAIRE, AND WILLIAMS AND SENATORS BAJOIE, BROOME, CRAVINS, DUPLESSIS, FIELDS, JACKSON, JONES, MURRAY, AND SHEPHERD

A CONCURRENT RESOLUTION

To commend Louis Charbonnet III, a founding member of the Louisiana Legislative Black Caucus, upon the celebration of the thirtieth anniversary of the caucus.

The resolution was read by title. Senator Murray moved to concur in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr President Duplessis Marionneaux
 Adley Dupre McPherson
 Amedee Fields Mount
 Bajoie Gautreaux B Murray
 Barham Gautreaux N Nevers
 Broome Jackson Quinn
 Cain Jones Romero
 Cassidy Kostelka Smith
 Chaisson Lentini Theunissen
 Cheek Malone Ullo

Total - 30

NAYS

Total - 0

ABSENT

Boasso Fontenot Michot
 Cravins Heitmeier Schedler
 Ellington Hollis Shepherd
 Total - 9

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

HOUSE CONCURRENT RESOLUTION NO. 143—
 BY REPRESENTATIVES RICHMOND, BADON, BARROW, BAYLOR, BURRELL, K. CARTER, CURTIS, DORSEY, GALLOT, GRAY, ELBERT GUILLORY, ELCIE GUILLORY, HARRIS, HONEY, HUNTER, JACKSON, JEFFERSON, LAFONTA, MARCHAND, MORRELL, PIERRE, QUEZAIRE, AND WILLIAMS AND SENATORS BAJOIE, BROOME, CRAVINS, DUPLESSIS, FIELDS, JACKSON, JONES, MURRAY, AND SHEPHERD

A CONCURRENT RESOLUTION

To commend Johnny Jackson, Jr., a founding member of the Louisiana Legislative Black Caucus, upon the celebration of the thirtieth anniversary of the caucus.

The resolution was read by title. Senator Murray moved to concur in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr President	Duplessis	McPherson
Adley	Dupre	Michot
Amedee	Fields	Mount
Bajoie	Gautreaux B	Murray
Barham	Gautreaux N	Nevers
Broome	Jackson	Quinn
Cain	Jones	Romero
Cassidy	Kostelka	Smith
Chaisson	Lentini	Theunissen
Cheek	Malone	Ullo
Total - 30		

NAYS

Total - 0

ABSENT

Boasso	Fontenot	Marionneaux
Cravins	Heitmeier	Schedler
Ellington	Hollis	Shepherd
Total - 9		

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

Senator N. Gautreaux in the Chair

HOUSE CONCURRENT RESOLUTION NO. 144—
 BY REPRESENTATIVES RICHMOND, BADON, BARROW, BAYLOR, BURRELL, K. CARTER, CURTIS, DORSEY, GALLOT, GRAY, ELBERT GUILLORY, ELCIE GUILLORY, HARRIS, HONEY, HUNTER, JACKSON, JEFFERSON, LAFONTA, MARCHAND, MORRELL, PIERRE, QUEZAIRE, AND WILLIAMS AND SENATORS BAJOIE, BROOME, CRAVINS, DUPLESSIS, FIELDS, JACKSON, JONES, MURRAY, AND SHEPHERD

A CONCURRENT RESOLUTION

To commend Joseph Delpit, a founding member of the Louisiana Legislative Black Caucus, upon the celebration of the thirtieth anniversary of the caucus.

The resolution was read by title. Senator Bajoie moved to concur in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr President	Dupre	Michot
Adley	Fields	Mount
Amedee	Gautreaux B	Murray
Bajoie	Gautreaux N	Nevers
Barham	Jackson	Quinn
Broome	Jones	Romero

Cain	Kostelka	Smith
Cassidy	Lentini	Theunissen
Chaisson	Malone	Ullo
Cheek	Marionneaux	
Duplessis	McPherson	
Total - 31		

NAYS

Total - 0

ABSENT

Boasso	Fontenot	Schedler
Cravins	Heitmeier	Shepherd
Ellington	Hollis	
Total - 8		

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

HOUSE CONCURRENT RESOLUTION NO. 145—
 BY REPRESENTATIVES RICHMOND, BADON, BARROW, BAYLOR, BURRELL, K. CARTER, CURTIS, DORSEY, GALLOT, GRAY, ELBERT GUILLORY, ELCIE GUILLORY, HARRIS, HONEY, HUNTER, JACKSON, JEFFERSON, LAFONTA, MARCHAND, MORRELL, PIERRE, QUEZAIRE, AND WILLIAMS AND SENATORS BAJOIE, BROOME, CRAVINS, DUPLESSIS, FIELDS, JACKSON, JONES, MURRAY, AND SHEPHERD

A CONCURRENT RESOLUTION

To commend posthumously Nick Connor, a founding member of the Louisiana Legislative Black Caucus, upon the celebration of the thirtieth anniversary of the caucus.

The resolution was read by title. Senator Bajoie moved to concur in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr President	Dupre	McPherson
Adley	Fields	Michot
Amedee	Gautreaux B	Mount
Bajoie	Gautreaux N	Murray
Barham	Hollis	Nevers
Broome	Jackson	Quinn
Cain	Jones	Romero
Cassidy	Kostelka	Smith
Chaisson	Lentini	Theunissen
Cheek	Malone	Ullo
Duplessis	Marionneaux	
Total - 32		

NAYS

Total - 0

ABSENT

Boasso	Fontenot	Shepherd
Cravins	Heitmeier	
Ellington	Schedler	
Total - 7		

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

HOUSE CONCURRENT RESOLUTION NO. 146—
 BY REPRESENTATIVES RICHMOND, BADON, BARROW, BAYLOR, BURRELL, K. CARTER, CURTIS, DORSEY, GALLOT, GRAY, ELBERT GUILLORY, ELCIE GUILLORY, HARRIS, HONEY, HUNTER, JACKSON, JEFFERSON, LAFONTA, MARCHAND, MORRELL, PIERRE, QUEZAIRE, AND WILLIAMS AND SENATORS BAJOIE, BROOME, CRAVINS, DUPLESSIS, FIELDS, JACKSON, JONES, MURRAY, AND SHEPHERD

A CONCURRENT RESOLUTION

To commend Sidney Barthelemy, a founding member of the Louisiana Legislative Black Caucus, upon the celebration of the thirtieth anniversary of the caucus.

May 29, 2007

The resolution was read by title. Senator Bajoie moved to concur in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr President Dupre Michot
Adley Fields Mount
Amedee Gautreaux B Murray
Bajoie Gautreaux N Nevers
Barham Hollis Quinn
Broome Jackson Romero
Cain Jones Shepherd
Cassidy Kostelka Smith
Chaisson Lentini Theunissen
Cheek Malone Ullo
Cravins Marionneaux
Duplessis McPherson
Total - 34

NAYS

Total - 0

ABSENT

Boasso Fontenot Schedler
Ellington Heitmeier
Total - 5

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

HOUSE CONCURRENT RESOLUTION NO. 147—
BY REPRESENTATIVES RICHMOND, BADON, BARROW, BAYLOR, BURRELL, K. CARTER, CURTIS, DORSEY, GALLOT, GRAY, ELBERT GUILLORY, ELCIE GUILLORY, HARRIS, HONEY, HUNTER, JACKSON, JEFFERSON, LAFONTA, MARCHAND, MORRELL, PIERRE, QUEZAIRE, AND WILLIAMS AND SENATORS BAJOIE, BROOME, CRAVINS, DUPLESSIS, FIELDS, JACKSON, JONES, MURRAY, AND SHEPHERD
A CONCURRENT RESOLUTION

To commend Alphonse Jackson, Jr., a founding member of the Louisiana Legislative Black Caucus, upon the celebration of the thirtieth anniversary of the caucus.

The resolution was read by title. Senator Bajoie moved to concur in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr President Dupre Michot
Adley Fields Mount
Amedee Gautreaux B Murray
Bajoie Gautreaux N Nevers
Barham Hollis Quinn
Broome Jackson Romero
Cain Jones Shepherd
Cassidy Kostelka Smith
Chaisson Lentini Theunissen
Cheek Malone Ullo
Cravins Marionneaux
Duplessis McPherson
Total - 34

NAYS

Total - 0

ABSENT

Boasso Fontenot Schedler
Ellington Heitmeier
Total - 5

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

HOUSE CONCURRENT RESOLUTION NO. 148—
BY REPRESENTATIVES RICHMOND, BADON, BARROW, BAYLOR, BURRELL, K. CARTER, CURTIS, DORSEY, GALLOT, GRAY, ELBERT GUILLORY, ELCIE GUILLORY, HARRIS, HONEY, HUNTER, JACKSON, JEFFERSON, LAFONTA, MARCHAND, MORRELL, PIERRE, QUEZAIRE, AND WILLIAMS AND SENATORS BAJOIE, BROOME, CRAVINS, DUPLESSIS, FIELDS, JACKSON, JONES, MURRAY, AND SHEPHERD
A CONCURRENT RESOLUTION

To commend Richard Turnley, Jr., a founding member of the Louisiana Legislative Black Caucus, upon the celebration of the thirtieth anniversary of the caucus.

The resolution was read by title. Senator Bajoie moved to concur in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr President Dupre Michot
Adley Fields Mount
Amedee Gautreaux B Murray
Bajoie Gautreaux N Nevers
Barham Hollis Quinn
Broome Jackson Romero
Cain Jones Shepherd
Cassidy Kostelka Smith
Chaisson Lentini Theunissen
Cheek Malone Ullo
Cravins Marionneaux
Duplessis McPherson
Total - 34

NAYS

Total - 0

ABSENT

Boasso Fontenot Schedler
Ellington Heitmeier
Total - 5

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

HOUSE CONCURRENT RESOLUTION NO. 149—
BY REPRESENTATIVE BADON
A CONCURRENT RESOLUTION

To urge and request the governor, the Saints organization, and the Louisiana Department of Economic Development to study and consider selecting the site of Plaza Mall in New Orleans East as the site for a new stadium and practice facility for the New Orleans Saints.

On motion of Senator Bajoie, the resolution was read by title and referred to the Committee on Commerce, Consumer Protection, and International Affairs.

HOUSE CONCURRENT RESOLUTION NO. 150—
BY REPRESENTATIVE GALLOT AND SENATOR KOSTELKA
A CONCURRENT RESOLUTION

To record and acknowledge the extraordinary accomplishments and singular contributions of Frederick C. Hobdy, former head basketball coach and athletic director at Grambling State University, and to urge and request Grambling State University and the University of Louisiana System to recognize his

accomplishments and contributions and consider naming the university's assembly center in his honor.

The resolution was read by title. Senator Kostelka moved to concur in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr President	Dupre	McPherson
Adley	Ellington	Michot
Amedee	Fields	Mount
Bajoie	Gautreaux B	Murray
Barham	Gautreaux N	Nevers
Broome	Hollis	Quinn
Cain	Jackson	Romero
Cassidy	Jones	Shepherd
Chaisson	Kostelka	Smith
Cheek	Lentini	Theunissen
Cravins	Malone	Ullo
Duplessis	Marionneaux	
Total - 35		

NAYS

Total - 0

ABSENT

Boasso	Heitmeier
Fontenot	Schedler
Total - 4	

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

Mr. President in the Chair

House Bills and Joint Resolutions on Second Reading to be Referred

The following House Bills and Joint Resolutions were read by title and referred to committees as follows:

HOUSE BILL NO. 360—
BY REPRESENTATIVE TOWNSEND
AN ACT

To amend and reenact R.S. 49:316.1(A)(2)(b) and (C), relative to contracts; to provide with respect to state contracts for the provision and processing of credit and debit cards or devices; to authorize certain contracts by public institutions of higher education; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Finance.

Reports of Committees

The following reports of committees were received and read:

REPORT OF COMMITTEE ON

TRANSPORTATION, HIGHWAYS AND PUBLIC WORKS

Senator Noble E. Ellington, Chairman on behalf of the Committee on Transportation, Highways and Public Works, submitted the following report:

May 24, 2007

To the President and Members of the Senate:

I am directed by your Committee on Transportation, Highways and Public Works to submit the following report:

SENATE BILL NO. 132—
BY SENATOR ADLEY
AN ACT

To amend and reenact R.S. 48:78, relative to the Transportation Trust Fund; to prohibit the use of monies in the fund for the operational budget of the Department of Transportation and Development; to provide for an effective date; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 296—
BY SENATOR MURRAY
AN ACT

To repeal R.S. 38:225(B) and 301(C)(2)(e), relative to levees; to repeal provision which allows for the removal of certain obstructions on levees at the expense of the owner; to repeal provision which allows for discretionary compensation to such land owners; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 310—
BY SENATOR DUPLESSIS AND REPRESENTATIVE K. CARTER
AN ACT

To amend and reenact R.S. 38:281(9), 291(K)(1), 330.12(A), and 336(A) and to enact R.S. 38:281(10), relative to the Orleans Levee District; to clarify and provide for the ownership and management of certain property of the district; to provide for an effective date; and to provide for related matters.

Reported favorably.

Respectfully submitted,
NOBLE E. ELLINGTON
Chairman

**REPORT OF COMMITTEE ON
EDUCATION**

Senator J. Chris Ullo, Chairman on behalf of the Committee on Education, submitted the following report:

May 24, 2007

To the President and Members of the Senate:

I am directed by your Committee on Education to submit the following report:

SENATE CONCURRENT RESOLUTION NO. 41—
BY SENATORS N. GAUTREAUX, HINES, ADLEY, CAIN, CRAVINS,
MURRAY, NEVERS, ROMERO, SMITH AND THEUNISSEN
A CONCURRENT RESOLUTION

To urge and request the Board of Supervisors of Louisiana Community and Technical Colleges to submit written quarterly reports to the Senate Select Committee on Vocational-Technical Education, the Senate Committee on Education, and the House Committee on Education regarding the progress made in implementing the plan for regional coordination and support of the campuses comprising the Louisiana Technical College.

Reported favorably.

SENATE BILL NO. 84—
BY SENATOR BAJOIE
AN ACT

To enact R.S. 17:10.5(C)(3), relative to elementary and secondary education; to provide with respect to school property under the control of the Recovery School District; to provide that the Recovery School District return certain school property to the

May 29, 2007

Orleans Parish School Board by July 1, 2008; and to provide for related matters.

Reported by substitute.

SENATE BILL NO. 154—
BY SENATOR ULLO

AN ACT

To enact R.S. 17:1990(B)(1)(c), relative to the Recovery School District; to provide that the district has the same authority to procure services afforded to city, parish, or other local public school systems; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 299—
BY SENATOR BROOME

AN ACT

To enact R.S. 17:7(26), relative to the duties, functions, and responsibilities of the State Board of Elementary and Secondary Education; to require the State Board of Elementary and Secondary Education to develop, adopt, and provide for the implementation of a visual arts curriculum and a performing arts curriculum in public schools; to provide implementation timelines and requirements; to provide for the development of certain curriculum guides; to provide relative to professional development and training; to require certain instruction in visual arts and performing arts; to provide for the adoption of rules and regulations; to provide relative to funding; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
J. CHRIS ULLO
Chairman

**REPORT OF COMMITTEE ON
LOCAL AND MUNICIPAL AFFAIRS**

Senator Cleo Fields, Chairman on behalf of the Committee on Local and Municipal Affairs, submitted the following report:

May 24, 2007

To the President and Members of the Senate:

I am directed by your Committee on Local and Municipal Affairs to submit the following report:

SENATE BILL NO. 16—
BY SENATOR SMITH AND REPRESENTATIVE CHANDLER
AN ACT

To amend and reenact R.S. 33:130.152(A), (B), (C), and (H), relative to the Grant Parish Economic Development District; to provide for membership of the board of commissioners; to provide for removal from the board; to provide for quorum; to provide for effective date; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 79—
BY SENATOR THEUNISSEN

AN ACT

To enact R.S. 33:4574 (F)(6) and 4574.1(R), relative to Jefferson Davis Parish Tourist Commission; to provide for the authority and composition of the commission; to provide for occupancy taxes levied by the commission; to provide for an effective date; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 175—
BY SENATOR MURRAY

AN ACT

To enact R.S. 9:5625(G)(3), relative to prescription; to provide for the running of prescription to bring an action to enforce a zoning restriction or regulation or violation thereof applicable to the Vieux Carre section of the city of New Orleans; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 232—
BY SENATOR BAJOIE

AN ACT

To enact Chapter 3-F of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:600.71 through 600.74, relative to housing counseling centers; to provide for definitions; to provide for the functions of such centers; to provide for an effective date; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 233—
BY SENATOR CRAVINS

AN ACT

To enact R.S. 33:2740.67, relative to the hotel/motel occupancy tax; to provide for authorization of the city of Opelousas governing authority to levy and collect a hotel/motel occupancy tax within the city of Opelousas; to provide for the purposes for which the proceeds of the tax may be used; to provide for an effective date; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 234—
BY SENATOR SMITH AND REPRESENTATIVES CHANDLER, FANNIN
AND TOWNSEND

AN ACT

To enact Subpart B-37 of Part IV of Chapter 1 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:130.731 through 130.739, relative to economic development; to create the Winn Parish Economic Development District; to provide for the territorial jurisdiction of the district; to provide for a board of commissioners; to provide for employees of the district; to provide for the powers, duties, and functions of the district; to provide for obligations of the district; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 262—
BY SENATOR ADLEY

AN ACT

To amend and reenact R.S. 45:301, relative to the La. Public Service Commission; to prohibit the supply of natural gas to a local distributing system from being disconnected or shut-off without prior notice or opportunity for a hearing; authorizes the La. Public Service Commission to promulgate certain rules and regulations; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 300—
BY SENATOR MURRAY

AN ACT

To enact Part V of Chapter 16 of Title 25 of the Louisiana Revised Statute of 1950, comprised of R.S. 25:792 through 794, and to enact R.S. 47:332.53, relative to Orleans Parish; to create the French Quarter-Marigny Historic Area Management District; to provide relative to the purposes, governance, duties and authority of the district; to provide relative to funds of the district; to provide for an effective date; and to provide for related matters.

Reported by substitute.

SENATE BILL NO. 318—
BY SENATOR SHEPHERD

AN ACT

To amend and reenact R.S. 38:330.12(A), (B), (C), and (D), and to enact R.S. 38:330.12(F) and 346, relative to the management of non-flood protection functions and activities of certain levee districts; to create the Greater New Orleans Economic Development Authority; to provide for its membership; to provide for its powers, duties, and functions; to provide for the transfer of operation, administration, and management authority of non-flood protection functions and activities of the Orleans Levee District from the division of administration to the authority; to provide for effectiveness; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 338—
BY SENATOR SCHEDLER

AN ACT

To amend and reenact Section 2.1(G)(1) and to enact Section 2.1(P) of Act No. 180 of the 1984 Regular Session of the Legislature, as amended by Act No. 562 of the 2003 Regular Session of the Legislature, Act No. 1214 of the 2003 Regular Session of the Legislature, and Act No. 682 of the 2004 Regular Session of the Legislature, relative to St. Tammany Parish Hospital Service District No. 2; to provide for term limits; to provide relative to certain members of the board of commissioners; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 74—
BY REPRESENTATIVES CROWE AND STRAIN

AN ACT

To enact R.S. 33:1573.1, relative to the office of the coroner of St. Tammany Parish; to provide relative to the receipt by the coroner of certain ad valorem tax revenues; to provide relative to a cooperative endeavor agreement between the parish and the coroner; to provide for the powers and duties of the specified office of the coroner and the fiscal operation of the coroner's office; to provide for salaries; to provide for an annual report; and to provide for related matters.

Reported favorably.

Respectfully submitted,
CLEO FIELDS
Chairman

REPORT OF COMMITTEE ON
REVENUE AND FISCAL AFFAIRS

Senator Willie L. Mount, Chairman on behalf of the Committee on Revenue and Fiscal Affairs, submitted the following report:

May 24, 2007

To the President and Members of the Senate:

I am directed by your Committee on Revenue and Fiscal Affairs to submit the following report:

SENATE BILL NO. 12—
BY SENATOR THEUNISSEN

AN ACT

To amend and reenact R.S. 47:301(8)(c), relative to state sales tax exemptions for political subdivisions; to require the issuance of an exemption identification number upon request by a political subdivision; to authorize the promulgation of rules and regulations; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 21—
BY SENATOR SMITH

AN ACT

To amend and reenact R.S. 3:4411(A), relative to the timber severance tax; to increase the portion of the timber severance tax allocated to the state which is dedicated to the Forestry Productivity Fund; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 62—

BY SENATORS AMEDEE, ADLEY, CHAISSON, CRAVINS, FONTENOT, N. GAUTREAUX, HINES, KOSTELKA, MCPHERSON AND MICHOT AND REPRESENTATIVE FAUCHEUX

AN ACT

To enact R.S. 47:6026, relative to tax credits; to authorize a procedure for granting a student career option tax credit against income and corporation franchise tax to certain businesses; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 68—
BY SENATOR CASSIDY

AN ACT

To enact R.S. 47:6026, relative to tax credits; to provide for tax credits for monetary contributions to certain public higher education institutions and associated foundations and alumni associations in support of academic programs; to provide for the uses of such contributions; to provide for the transfer of the credits; to require the promulgation of rules and regulations; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 135—

BY SENATORS DUPLESSIS, LENTINI, MICHOT, MURRAY AND SHEPHERD AND REPRESENTATIVES RICHMOND AND K. CARTER

AN ACT

To amend and reenact R.S. 47:6019(A)(1)(a) and (2)(a) and to repeal Section 3 of Act No. 60 of the 2002 Regular Session of the Legislature as amended by Act No. 12 of the 2004 First Extraordinary Session of the Legislature, relative to the state historic rehabilitation credit; to expand the applicability of the credit to certain structures; to remove the credit cap of five million dollars; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 138—
BY SENATOR FONTENOT

AN ACT

To amend and reenact R.S. 47:6018, relative to tax credits; to grant a refundable credit against income and corporate franchise tax for the purchase of certain items from certain contractors employing inmate labor; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 155—

BY SENATORS JACKSON, CHAISSON, HINES, MOUNT AND NEVERS

AN ACT

To amend and reenact R.S. 47:297.7 and to repeal R.S. 47:297(D), relative to the individual income tax; to provide for a child tax credit; to repeal the education tax credit; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 188—

BY SENATORS DUPLESSIS, LENTINI, MICHOT, MURRAY AND SHEPHERD AND REPRESENTATIVES RICHMOND AND K. CARTER

AN ACT

To amend and reenact R.S. 47:6016, relative to the new markets tax credit; to define certain terms; to increase the amount of the credit; to provide for carrying forward unused credits; to remove the credit cap of five million dollars; to provide for the transfer

or sale of the credit; to provide for the promulgation of rules and regulations; to provide for effectiveness; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 218—
BY SENATORS MURRAY, BAOJIE AND SCHEDLER AND REPRESENTATIVE ARNOLD
AN ACT

To enact R.S. 47:6026, relative to income tax credits; to provide for income tax credits related to musical or theatrical productions and musical or theatrical facility infrastructure projects; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 242—
BY SENATOR BOASSO
AN ACT

To enact R.S. 47:6026, relative to income tax credits; to provide for a refundable credit against state income taxes to certain taxpayers in the amount of the difference between the current property and casualty insurance premium and the 2005 property and casualty insurance premium; to provide for an effective date; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 255—
BY SENATOR HOLLIS
AN ACT

To amend and reenact R.S. 47:843(B) and (F) and 851(B)(1) and (2)(b), relative to tobacco tax; to provide relative to discounts to out-of-state wholesale tobacco dealers; to remove the authority of the secretary of the Department of Revenue to enter into reciprocal agreements for discount purposes; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 272—
BY SENATOR ROMERO
AN ACT

To enact R.S. 47:301(7)(1), (10)(dd), (14)(g)(iii), and 18(o), relative to sales tax of the state and its political subdivisions; to provide for an exclusion from such taxes for certain drilling rigs and their component parts; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 328—
BY SENATOR HOLLIS
AN ACT

To enact R.S. 47:6026, relative to income tax credits; to provide for a refundable credit against state income taxes to certain taxpayers for their property and casualty insurance premium; to provide for an effective date; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 331—
BY SENATORS ELLINGTON AND CAIN
AN ACT

To amend and reenact R.S. 47:301(3)(j) and (13)(m), and to repeal R.S. 47:302(T), 321(J), and 331(R), relative to exclusions from the sales and use tax of the state and any political subdivision whose boundaries are coterminous with those of the state; to provide for an exclusion for the sales price and cost price of electric power or energy and natural gas used by certain taxpayers; to provide for an effective date; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 332—
BY SENATOR NEVERS
AN ACT

To enact R.S. 47:6026, relative to tax credits; to authorize a procedure for granting apprenticeship tax credits against income and corporation franchise tax to certain employers; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 339—
BY SENATOR FONTENOT
AN ACT

To amend and reenact R. S. 47:6021(C)(1), (D), and (E)(5) and to enact R.S. 47:6021(I), relative to income tax credits; to provide relative to income tax credits for brownfields investors; to increase the percentage of investment eligible for credit; to revise the application and approval process; to authorize the credits to be transferred; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 345—
BY SENATOR ROMERO
AN ACT

To enact R.S. 39:562(N), relative to the general obligation bonds limit of indebtedness; to provide for the limit of indebtedness of parishes and any parish wide hurricane flood protection and drainage district for certain purposes; to provide certain terms and conditions; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 346—
BY SENATORS BROOME AND CAIN
AN ACT

To enact R.S. 47:293(2) and (6)(a)(i), relative to income tax deductions; to provide for a marriage strengthening income tax deduction; and to provide for related matters.

Reported favorably.

Respectfully submitted,
WILLIE L. MOUNT
Chairman

**REPORT OF COMMITTEE ON
JUDICIARY A**

Senator Arthur J. "Art" Lentini, Chairman on behalf of the Committee on Judiciary A, submitted the following report:

May 29, 2007

To the President and Members of the Senate:

I am directed by your Committee on Judiciary A to submit the following report:

HOUSE BILL NO. 32—
BY REPRESENTATIVE HILL
AN ACT

To enact R.S. 13:2619, relative to the justice of the peace court in Ward 1 of Allen Parish; to authorize the constable of the court to utilize certain surplus automobiles; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 392—
BY REPRESENTATIVE MORRELL
AN ACT

To amend and reenact Code of Criminal Procedure Article 404(A)(2), relative to the appointment of the jury commission in Orleans Parish; to provide for the appointment by the en banc

judges of the criminal district court; to provide for appointment by the en banc judges of the Criminal Division of the Forty-First Judicial District Court with the concurrence of the judges en banc civil division; to provide that the commissioners shall serve at the pleasure of the court; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 780—

BY REPRESENTATIVE FAUCHEUX AND SENATOR CHAISSON
AN ACT

To enact R.S. 9:203(E)(5), relative to marriage officiants, judges, and justices of the peace; to provide for the extension of authority for certain federal judges to preside over a marriage ceremony for a particular period of time; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
ARTHUR J. "ART" LENTINI
Chairman

**Senate Bills and Joint Resolutions
on Second Reading
Reported by Committees**

Senator Ullo asked for and obtained a suspension of the rules to take up at this time the following Senate Bills and Joint Resolutions just reported by Committees.

SENATE BILL NO. 12—

BY SENATOR THEUNISSEN
AN ACT

To amend and reenact R.S. 47:301(8)(c), relative to state sales tax exemptions for political subdivisions; to require the issuance of an exemption identification number upon request by a political subdivision; to authorize the promulgation of rules and regulations; and to provide for related matters.

Reported favorably by the Committee on Revenue and Fiscal Affairs. On motion of Senator Mount, the bill was read by title, ordered engrossed, and passed to a third reading.

SENATE BILL NO. 16—

BY SENATOR SMITH AND REPRESENTATIVE CHANDLER
AN ACT

To amend and reenact R.S. 33:130.152(A), (B), (C), and (H), relative to the Grant Parish Economic Development District; to provide for membership of the board of commissioners; to provide for removal from the board; to provide for quorum; to provide for effective date; and to provide for related matters.

Reported favorably by the Committee on Local and Municipal Affairs. On motion of Senator Fields, the bill was read by title, ordered engrossed, and passed to a third reading.

SENATE BILL NO. 21—

BY SENATORS SMITH AND NEVERS
AN ACT

To amend and reenact R.S. 3:4411(A), relative to the timber severance tax; to increase the portion of the timber severance tax allocated to the state which is dedicated to the Forestry Productivity Fund; and to provide for related matters.

Reported favorably by the Committee on Revenue and Fiscal Affairs. On motion of Senator Mount, the bill was read by title, ordered engrossed, and passed to a third reading.

SENATE BILL NO. 62—

BY SENATORS AMEDEE, ADLEY, CHAISSON, CRAVINS, FONTENOT, N. GAUTREAU, HINES, KOSTELKA, MCPHERSON, MICHOT, DUPLESSIS, HOLLIS, MALONE, MARIONNEAUX, MOUNT AND MURRAY AND REPRESENTATIVE FAUCHEUX
AN ACT

To enact R.S. 47:6026, relative to tax credits; to authorize a procedure for granting a student career option tax credit against income and corporation franchise tax to certain businesses; and to provide for related matters.

Reported with amendments by the Committee on Revenue and Fiscal Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Original Senate Bill No. 62 by Senator Amedee

AMENDMENT NO. 1

On page 1, line 15, delete "**who may not be college bound**"

AMENDMENT NO. 2

On page 2, line 6, change "**all types of**" to "**appropriate**" and change "**special needs**" to "**students with disabilities**"

AMENDMENT NO. 3

On page 2, line 7, delete "**students**"

AMENDMENT NO. 4

On page 2, line 11, change "**Special needs student**" to "**Student with disabilities**"

AMENDMENT NO. 5

On page 2, line 21, change "**five thousand dollars**" to "**two thousand five hundred dollars**"

AMENDMENT NO. 6

On page 2, line 25, after "**student**" insert "**and a student with disabilities**"

AMENDMENT NO. 7

On page 2, line 27, after "**program**" insert: "**in the student's area of concentration**"

AMENDMENT NO. 8

On page 3, line 1, after "**with**" delete the remainder of the line, and delete lines 2 through 5

AMENDMENT NO. 9

On page 3, line 6, change "**(iii) Employment in any business**" to "**employment in any appropriate business in the student's area of concentration**"

AMENDMENT NO. 10

On page 3, line 7, after "**Education**" insert a period "." and delete the remainder of the line, and delete lines 8 through 11

AMENDMENT NO. 11

On page 3, line 21, change "**cooperative education**" to "**work-based**"

AMENDMENT NO. 12

On page 4, line 6, after "**corporation.**" delete the remainder of the line, and delete lines 7 through 12

AMENDMENT NO. 13

On page 5, delete lines 5 through 7, and insert:
"**G. The Department of Education in consultation with the Department of Revenue shall promulgate rules and regulations to carry out the purposes of this Section.**"

On motion of Senator Mount, the committee amendment was adopted. The amended bill was read by title and ordered engrossed and passed to a third reading.

SENATE BILL NO. 68—
BY SENATOR CASSIDY

AN ACT

To enact R.S. 47:6026, relative to tax credits; to provide for tax credits for monetary contributions to certain public higher education institutions and associated foundations and alumni associations in support of academic programs; to provide for the uses of such contributions; to provide for the transfer of the credits; to require the promulgation of rules and regulations; and to provide for related matters.

Reported with amendments by the Committee on Revenue and Fiscal Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Engrossed Senate Bill No. 68 by Senator Cassidy

AMENDMENT NO. 1
On page 1, line 3, delete "public"

AMENDMENT NO. 2
On page 1, line 13 delete "that offers" and delete lines 14 through 16 and insert: "as defined in R.S. 17:3215, 3216, or 3217 or a regionally accredited independent institution of higher education that is domiciled in Louisiana and is a member of the Louisiana Association of Independent Colleges and Universities or to one of the following:

(a) A public higher education institution-affiliated organization meeting the criteria prescribed in R.S. 17:3390(B) with which such institution has an affiliate or collaborative agreement and which is officially recognized by such institution.

(b) A private nonprofit corporation which supports an independent institution of higher education with which such institution has an affiliate or collaborative agreement and which is officially recognized by such institution.

AMENDMENT NO. 3
On page 2, line 2, after "academic programs" delete the remainder of the line and delete lines 3 through 7, and insert: "or centers. The term "academic purposes" shall include funding for faculty support and graduate student support, but shall exclude athletic programs."

AMENDMENT NO. 4
On page 2, line 9, delete "a total" and insert "monetary contributions of two hundred fifty dollars or more, up to a maximum"

AMENDMENT NO. 5
On page 2, between lines 12 and 13 insert:
"(4) "Faculty" as used in this Section means a person who holds faculty rank, who is tenured or on tenured-track, and whose principal activity is instructional or research as defined by the United States Department of Education."

AMENDMENT NO. 6
On page 2, delete lines 13 and 14, and insert:
"(5) "Monetary contributions" as used in this Section means cash or stocks, bonds, or other securities at their fair market value on the date of the contribution."

AMENDMENT NO. 7
On page 2, line 19, change "three" to "five"

AMENDMENT NO. 8
On page 2, delete lines 20 through 29, and on page 3, delete lines 1 through 20 and insert:
"C. Upon receipt of a contribution in accordance with this Section, each institution or institution-affiliated organization shall submit to the donor a receipt of gift indicating the purpose for which the gift was made.
D. The Department of Revenue may, in consultation with the management boards of higher education institutions, promulgate

such rules as the secretary of revenue may deem necessary to implement the provisions of this Section. Such rules and regulations shall be promulgated in accordance with the Administrative Procedure Act."

AMENDMENT NO. 9
On page 3, line 21, change "F" to "E"

On motion of Senator Mount, the committee amendment was adopted. The amended bill was read by title and ordered engrossed and passed to a third reading.

SENATE BILL NO. 79—
BY SENATOR THEUNISSEN
AN ACT

To enact R.S. 33:4574 (F)(6) and 4574.1(R), relative to Jefferson Davis Parish Tourist Commission; to provide for the authority and composition of the commission; to provide for occupancy taxes levied by the commission; to provide for an effective date; and to provide for related matters.

Reported with amendments by the Committee on Local and Municipal Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Local and Municipal Affairs to Original Senate Bill No. 79 by Senator Theunissen

AMENDMENT NO. 1
On page 1, line 17, after "members" and before the period "." insert "at large"

AMENDMENT NO. 2
On page 2, delete lines 1 through 10 in their entirety and insert the following:

"(3) The Jefferson Davis Parish Police Jury shall appoint five members as follows:

(a) One member shall be appointed from a list of nominees submitted by the hotel/motel association.

(b) One member shall be appointed from a list of nominees submitted by the city of Jennings.

(c) One member shall be appointed from a list of nominees submitted by the town of Welsh.

(d) One member shall be appointed from a list of nominees submitted by the town of Lake Arthur.

(e) One member shall be appointed from a list of nominees submitted by the town of Elton."

On motion of Senator Fields, the committee amendment was adopted. The amended bill was read by title and ordered engrossed and passed to a third reading.

SENATE BILL NO. 84—
BY SENATOR BAJOIE
AN ACT

To enact R.S. 17:10.5(C)(3), relative to elementary and secondary education; to provide with respect to school property under the control of the Recovery School District; to provide that the Recovery School District return certain school property to the Orleans Parish School Board by July 1, 2008; and to provide for related matters.

Reported by substitute by the Committee on Education. The bill was read by title; the committee substitute bill was read.

SENATE BILL NO. — (Substitute of Senate Bill No. 84 by Senator Bajoie)

BY SENATOR BAJOIE
AN ACT

To enact R.S. 17:1990(B)(4)(b)(v), relative to the Recovery School District; to require the district to develop a plan for the use of school land, buildings, facilities, and property that are part of certain transferred schools; to provide for the return of stewardship and control of certain unused school property to the

transferring school system; to provide for timelines; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 17:1990(B)(4)(b)(v) is hereby enacted to read as follows:

§1990. Recovery School District; creation; governance; operation

	*	*	*
B.	*	*	*
(4)	*	*	*
(b)	*	*	*

(v)(aa) Not later than June 16, 2008, the district shall develop a written plan detailing the current and intended use of all land, buildings, facilities, and other property that are part of every school transferred to the district pursuant to R.S. 17:10.7 and for which it exercises the rights and responsibilities of ownership.

(bb) Land, buildings, facilities, and other property that are part of a transferred school for which the required plan provides for no future use as a school or a school site shall be returned to the stewardship and control of the transferring school system.

* * *

On motion of Senator Ullo, the committee substitute bill was adopted and becomes Senate Bill No. 363 by Senator Bajoie, substitute for Senate Bill No. 84 by Senator Bajoie.

SENATE BILL NO. 363— (Substitute of Senate Bill No. 84 by Senator Bajoie)

BY SENATOR BAJOIE

AN ACT

To enact R.S. 17:1990(B)(4)(b)(v), relative to the Recovery School District; to require the district to develop a plan for the use of school land, buildings, facilities, and property that are part of certain transferred schools; to provide for the return of certain stewardship and control of certain unused school property to the transferring school system; to provide for timelines; and to provide for related matters.

The bill was read by title; lies over under the rules.

SENATE BILL NO. 132—

BY SENATOR ADLEY

AN ACT

To amend and reenact R.S. 48:78, relative to the Transportation Trust Fund; to prohibit the use of monies in the fund for the operational budget of the Department of Transportation and Development; to provide for an effective date; and to provide for related matters.

Reported with amendments by the Committee on Transportation, Highways and Public Works.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Original Senate Bill No. 132 by Senator Adley

AMENDMENT NO. 1

On page 1, line 14, change "even" to "event"

AMENDMENT NO. 2

On page 1, line 17, after "Development" and before the period "." insert ", provided that funding is otherwise made available from the state general fund or from federal funds for funding the operational budget of the department"

On motion of Senator Ellington, the committee amendment was adopted. The amended bill was read by title and ordered engrossed and passed to a third reading.

SENATE BILL NO. 135—

BY SENATORS DUPLESSIS, LENTINI, MICHOT, MURRAY, SHEPHERD AND N. GAUTREAUX AND REPRESENTATIVES RICHMOND AND K. CARTER

AN ACT

To amend and reenact R.S. 47:6019(A)(1)(a) and (2)(a) and to repeal Section 3 of Act No. 60 of the 2002 Regular Session of the Legislature as amended by Act No. 12 of the 2004 First Extraordinary Session of the Legislature, relative to the state historic rehabilitation credit; to expand the applicability of the credit to certain structures; to remove the credit cap of five million dollars; and to provide for related matters.

Reported with amendments by the Committee on Revenue and Fiscal Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Original Senate Bill No. 135 by Senator Duplessis

AMENDMENT NO. 1

On page 1, line 2, between "(2)(a)" and "and" insert "and (B)(1), to enact R.S. 47:6019(C),"

AMENDMENT NO. 2

On page 1, line 8, between "(2)(a)" and "are" insert "and (B)(1)" and after "reenacted" insert "and R.S. 47:6019(C) is hereby enacted"

AMENDMENT NO. 3

On page 1, line 13, between "district," and "a" insert "a cultural product district,"

AMENDMENT NO. 4

On page 1, line 14, change "National Register" to "nationally or locally designated"

AMENDMENT NO. 5

On page 1, line 16, between "Code" and the period insert "or otherwise designated as an eligible structure by the state historic preservation office" and change "not exceed" to "not exceed be fixed at an amount equal to"

AMENDMENT NO. 6

On page 2, line 6, between "No." and "of" insert "135" and change "this" to "the"

AMENDMENT NO. 7

On page 2, line 7, change "2014" to "2012"

AMENDMENT NO. 8

On page 2, line 10 after "also" delete the remainder of the line and on line 11 delete "Historic Places or"

AMENDMENT NO. 9

On page 2, between lines 13 and 14 insert the following:
"B.(1) Definitions. For purposes of this Section, the following words and phrases shall have the meanings ascribed to them in this Subsection:

(a) "Cultural product district" shall mean a district created by law or pursuant to law to encourage the creation of a hub of cultural activity, particularly housing for artists.

~~(a)~~**(b) "Downtown development district" shall mean a downtown development district or central business development district created by law, pursuant to law, or by ordinance adopted prior to January 1, 2002, in a home rule charter municipality.**

~~(b)~~**(c) "Eligible costs and expenses" shall mean qualified rehabilitation expenditures as defined in Section 47c(2)(A) of the Internal Revenue Code of 1986, as amended, except that "substantially rehabilitated" shall mean that the qualified rehabilitation expenditures must exceed ten thousand dollars.**

* * *

C. No credit shall be allowed under this Section for any expenditures for which a taxpayer receives a credit, rebate, or

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other tax incentive granted by the state under any other provision of law."

On motion of Senator Mount, the committee amendment was adopted. The amended bill was read by title and ordered engrossed and passed to a third reading.

**SENATE BILL NO. 138—
BY SENATOR FONTENOT**

AN ACT

To amend and reenact R.S. 47:6018, relative to tax credits; to grant a refundable credit against income and corporate franchise tax for the purchase of certain items from certain contractors employing inmate labor; and to provide for related matters.

Reported favorably by the Committee on Revenue and Fiscal Affairs. On motion of Senator Mount, the bill was read by title, ordered engrossed, and passed to a third reading.

**SENATE BILL NO. 154—
BY SENATOR ULLO**

AN ACT

To enact R.S. 17:1990(B)(1)(c), relative to the Recovery School District; to provide that the district has the same authority to procure services afforded to city, parish, or other local public school systems; and to provide for related matters.

Reported with amendments by the Committee on Education.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Education to Original Senate Bill No. 154 by Senator Ullo

AMENDMENT NO. 1

On page 1, line 2, between "(c)," and "relative" insert "(d), and (e),"

AMENDMENT NO. 2

On page 1, line 3, between "authority" and "to" insert "and autonomy" and between "services" and "afforded" insert "and property"

AMENDMENT NO. 3

On page 1, line 4, between "systems;" and "and" insert the following: "to provide relative to the procurement of materials, supplies, repairs, and certain other goods and services; to provide relative to the disposition of property; to provide relative to contracts for public works and professional services; to provide for compliance with applicable state law;"

AMENDMENT NO. 4

On page 1, delete lines 11 through 13 and insert the following:

"(c) The school district shall have the same authority and autonomy afforded to city, parish, or other local public school systems under state law regarding the procurement of services, including but not limited to personal, professional, consulting, and social services; the procurement of immovable property; and the leasing of movable property.

(d) The school district shall not be required to utilize, or obtain the approval of, any state agency, including but not limited to the division of administration or any office within the division of administration, or any procurement support team or similar group when procuring data processing and telecommunications goods or services, or in the procurement of materials, supplies, or major repairs or in the disposition of property. However, the school district shall comply with all other applicable provisions of Title 39 of the Louisiana Revised Statutes of 1950 regarding such procurement and disposition of property.

(e) The school district shall not be required to utilize any selection board, including but not limited to the Louisiana Architects Selection Board, the Louisiana Engineers Selection Board, or the Louisiana Landscape Architects Selection Board when contracting for any public work or professional service, or when contracting for any other service. However, the school

district shall comply with all other applicable provisions of Title 38 of the Louisiana Revised Statutes of 1950."

On motion of Senator Ullo, the committee amendment was adopted. The amended bill was read by title and ordered engrossed and passed to a third reading.

**SENATE BILL NO. 155—
BY SENATORS JACKSON, CHAISSON, HINES, MOUNT AND NEVERS**

AN ACT

To amend and reenact R.S. 47:297.7 and to repeal R.S. 47:297(D), relative to the individual income tax; to provide for a child tax credit; to repeal the education tax credit; and to provide for related matters.

Reported with amendments by the Committee on Revenue and Fiscal Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Original Senate Bill No. 155 by Senator Jackson

AMENDMENT NO. 1

On page 1, line 2, change "amend and reenact" to "enact"

On motion of Senator Mount, the committee amendment was adopted. The amended bill was read by title and ordered engrossed and passed to a third reading.

**SENATE BILL NO. 175—
BY SENATOR MURRAY**

AN ACT

To enact R.S. 9:5625(G)(3), relative to prescription; to provide for the running of prescription to bring an action to enforce a zoning restriction or regulation or violation thereof applicable to the Vieux Carre section of the city of New Orleans; and to provide for related matters.

Reported favorably by the Committee on Local and Municipal Affairs. On motion of Senator Fields, the bill was read by title, ordered engrossed, and passed to a third reading.

**SENATE BILL NO. 188—
BY SENATORS DUPLESSIS, LENTINI, MICHOT, MURRAY, SHEPHERD AND N. GAUTREAUX AND REPRESENTATIVES RICHMOND AND K. CARTER**

AN ACT

To amend and reenact R.S. 47:6016, relative to the new markets tax credit; to define certain terms; to increase the amount of the credit; to provide for carrying forward unused credits; to remove the credit cap of five million dollars; to provide for the transfer or sale of the credit; to provide for the promulgation of rules and regulations; to provide for effectiveness; and to provide for related matters.

Reported with amendments by the Committee on Revenue and Fiscal Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Original Senate Bill No. 188 by Senator Duplessis

AMENDMENT NO. 1

On page 1, line 4, change "to remove the credit cap of five million dollars;" to "to provide for limits on the amount of credits and aggregate credits;"

AMENDMENT NO. 2

On page 2, line 11, after "means" delete the colon ":"

AMENDMENT NO. 3

On page 2, line 12, delete "(a)", change "**Twenty**" to "**twenty**" and delete "first"

AMENDMENT NO. 4

On page 2, delete lines 13 and 14

AMENDMENT NO. 5

On page 2, line 16, after "investment" delete the colon ":"

AMENDMENT NO. 6

On page 2, line 17, delete "(a)" and change "The" to "The the"

AMENDMENT NO. 7

On page 2, delete line 18

AMENDMENT NO. 8

On page 2, line 22, after "Code" delete the remainder of the line and delete lines 23 through 25 and insert ", including otherwise qualified businesses located in any special GO Zone Targeted Population or similar census tracts approved as eligible for receipt of qualified low-income community investments under Section 45D of the Internal Revenue Code."

AMENDMENT NO. 9

On page 2, line 28, after "C." insert "(1)"

AMENDMENT NO. 10

On page 3, line 7, change "seventy-five" to "five"

AMENDMENT NO. 11

On page 3, between lines 14 and 15, insert:

"(2) No credit shall be allowed under this Section for any expenditures for which a taxpayer receives a credit, rebate, or other tax incentive granted by the state under any other provision of law."

AMENDMENT NO. 12

On page 3, line 20, after "E." insert "The aggregate amount of credit for all taxpayers under this Section shall not exceed seventy-five million dollars, in the aggregate, over the life of the program."

AMENDMENT NO. 13

On page 5, line 18, between "the" and "transfer" insert "application for and"

AMENDMENT NO. 14

On page 5, at the beginning of line 22, insert "188" and change "this" to "the"

AMENDMENT NO. 15

On page 5, at the end of line 23, change "2013" to "2013 2012"

On motion of Senator Mount, the committee amendment was adopted. The amended bill was read by title and ordered engrossed and passed to a third reading.

SENATE BILL NO. 218—

BY SENATORS MURRAY, BAJOIE AND SCHEDLER AND REPRESENTATIVE ARNOLD

AN ACT

To enact R.S. 47:6026, relative to income tax credits; to provide for income tax credits related to musical or theatrical productions and musical or theatrical facility infrastructure projects; and to provide for related matters.

Reported with amendments by the Committee on Revenue and Fiscal Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Original Senate Bill No. 218 by Senator Murray

AMENDMENT NO. 1

On page 7, line 3, after "authorized" insert "until January 1, 2014"

AMENDMENT NO. 2

On page 9, line 7, delete lines 7 through 11, and insert: ", rebate, or other tax incentive is granted by the state under any other provision of law."

AMENDMENT NO. 3

On page 14, between lines 27 and 28, insert:

"G. The division of administration and the Department of Economic Development shall prepare, with input from the Legislative Fiscal Office, a written report to be submitted to the Senate Committee on Revenue and Fiscal Affairs and the House of Representatives Committee on Ways and Means no less than sixty days prior to the start of the Regular Session of the Legislature in 2008, and every second year thereafter. The report shall include the overall impact of the tax credits, the amount of the tax credits issued, the number of net new jobs created, the amount of Louisiana payroll created, the economic impact of the tax credits and the state-certified musical and theatrical productions and infrastructure projects, the amount of new infrastructure that has been developed in the state, and any other factors that describe the impact of the program."

On motion of Senator Mount, the committee amendment was adopted. The amended bill was read by title and ordered engrossed and passed to a third reading.

SENATE BILL NO. 232—

BY SENATOR BAJOIE

AN ACT

To enact Chapter 3-F of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:600.71 through 600.74, relative to housing counseling centers; to provide for definitions; to provide for the functions of such centers; to provide for an effective date; and to provide for related matters.

Reported with amendments by the Committee on Local and Municipal Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Local and Municipal Affairs to Original Senate Bill No. 232 by Senator Bajoie

AMENDMENT NO. 1

On page 1, line 3, change "600.74" to "600.76" and change "centers" to "assistance"

AMENDMENT NO. 2

On page 1, line 4, change "functions of such centers" to "source, funding and type of housing counseling assistance offered; to provide for a termination date"

AMENDMENT NO. 3

On page 1, line 8, change "600.74" to "600.76"

AMENDMENT NO. 4

On page 1, line 9, change "CENTERS" to "ASSISTANCE"

AMENDMENT NO. 5

On page 1, line 12, change "Centers" to "Assistance"

AMENDMENT NO. 6

On page 2, line 7, change "housing counseling centers" to "non-profit organizations"

AMENDMENT NO. 7

On page 2, line 8, change "housing counseling" to "certified non-profit organizations"

AMENDMENT NO. 8

On page 2, at the beginning of line 9, delete "centers"

AMENDMENT NO. 9

On page 2, delete lines 14 through 18 in their entirety and insert the following:

"(1) "Division of administration" means the division of administration created within the office of the governor by Title 39 of the Louisiana Revised Statutes of 1950.

(2) "Road Home Corporation" means the nonprofit corporation authorized in Title 40 of the Louisiana Revised Statutes of 1950, or any corporation succeeding to the principal functions thereof or to which the powers conferred upon the corporation shall be given by law."

AMENDMENT NO. 10

On page 2, between lines 25 and 26, insert the following:

"§600.74. Sources

Housing counseling assistance shall be provided through private nonprofit organizations certified through the Louisiana Housing Finance Agency.

§600.75. Funding

A. The office of community development, within the division of administration, or the Road Home Corporation, which is responsible for the delivery of the Road Home Housing Program, shall set aside sufficient funds to accomplish and implement the requirements of this Chapter.

B. The office of community development shall conduct competitive negotiations by initiating the issuance of a request for proposals containing a description of the services required and the factors to be used in evaluating the proposals."

AMENDMENT NO. 11

On page 2, delete line 26 and insert "§600.76. Type of Assistance"

AMENDMENT NO. 12

On page 2, line 27, change "centers" to "assistance providers"

AMENDMENT NO. 13

On page 2, line 29, after "programs," and before "housing" delete "any"

AMENDMENT NO. 14

On page 3, at the beginning of line 1, insert "other" and delete "such"

AMENDMENT NO. 15

On page 3, line 2, change "centers shall" to "assistance providers shall also"

AMENDMENT NO. 16

On page 3, line 3, change "with" to "by"

AMENDMENT NO. 17

On page 3, line 4, between "strategies" and the period "." insert "for persons with special needs"

AMENDMENT NO. 18

On page 3, after line 9, insert the following:

"Section 3. The provisions of this Chapter shall cease to have effect on July 1, 2010."

On motion of Senator Fields, the committee amendment was adopted. The amended bill was read by title and ordered engrossed and passed to a third reading.

SENATE BILL NO. 233—

BY SENATOR CRAVINS

AN ACT

To enact R.S. 33:2740.67, relative to the hotel/motel occupancy tax; to provide for authorization of the city of Opelousas governing authority to levy and collect a hotel/motel occupancy tax within the city of Opelousas; to provide for the purposes for which the proceeds of the tax may be used; to provide for an effective date; and to provide for related matters.

Reported with amendments by the Committee on Local and Municipal Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Local and Municipal Affairs to Original Senate Bill No. 233 by Senator Cravins

AMENDMENT NO. 1

On page 1, line 17 after "shall be" delete "four" and insert "two"

On motion of Senator Fields, the committee amendment was adopted. The amended bill was read by title and ordered engrossed and passed to a third reading.

SENATE BILL NO. 234—

BY SENATOR SMITH AND REPRESENTATIVES CHANDLER, FANNIN AND TOWNSEND

AN ACT

To enact Subpart B-37 of Part IV of Chapter 1 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:130.731 through 130.739, relative to economic development; to create the Winn Parish Economic Development District; to provide for the territorial jurisdiction of the district; to provide for a board of commissioners; to provide for employees of the district; to provide for the powers, duties, and functions of the district; to provide for obligations of the district; and to provide for related matters.

Reported with amendments by the Committee on Local and Municipal Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Local and Municipal Affairs to Original Senate Bill No. 234 by Senator Smith

AMENDMENT NO. 1

On page 1, line 12 change "are" to "is"

AMENDMENT NO. 2

On page 4, line 18, after "grant," delete "expropriation, purchase, or otherwise" and insert "purchase, or otherwise, but not by expropriation."

AMENDMENT NO. 3

On page 4, line 23, after "terminals." delete the remainder of the line and delete lines 24 and 25 in their entirety

AMENDMENT NO. 4

On page 6, line 24, after "purchase," delete "expropriation."

AMENDMENT NO. 5

On page 6, line 25, after "otherwise," insert "but not by expropriation"

AMENDMENT NO. 6

On page 6, line 28, after "therewith." delete the remainder of the line and delete line 29

AMENDMENT NO. 7

On page 7, line 1, delete the line in its entirety

On motion of Senator Fields, the committee amendment was adopted. The amended bill was read by title and ordered engrossed and passed to a third reading.

SENATE BILL NO. 242—

BY SENATOR BOASSO

AN ACT

To enact R.S. 47:6026, relative to income tax credits; to provide for a refundable credit against state income taxes to certain taxpayers in the amount of the difference between the current property and casualty insurance premium and the 2005 property and casualty insurance premium; to provide for an effective date; and to provide for related matters.

Reported favorably by the Committee on Revenue and Fiscal Affairs. On motion of Senator Mount, the bill was read by title, ordered engrossed, and passed to a third reading.

SENATE BILL NO. 255—

BY SENATOR HOLLIS

AN ACT

To amend and reenact R.S. 47:843(B) and (F) and 851(B)(1) and (2)(b), relative to tobacco tax; to provide relative to discounts to out-of-state wholesale tobacco dealers; to remove the authority of the secretary of the Department of Revenue to enter into reciprocal agreements for discount purposes; and to provide for related matters.

Reported with amendments by the Committee on Revenue and Fiscal Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Engrossed Senate Bill No. 255 by Senator Hollis

AMENDMENT NO. 1

On page 1, line 2, change "R.S. 47:843(B)" to "R.S. 47:843(B), (C)(3),"

AMENDMENT NO. 2

On page 1, line 5, between "purposes;" and "and" insert "to increase the tobacco tax discount;"

AMENDMENT NO. 3

On page 1, line 7, change "R.S. 47:843(B)" to "R.S. 47:843(B), (C)(3),"

AMENDMENT NO. 4

On page 2, line 3, change "six percent" to "~~six~~ **eight** percent"

AMENDMENT NO. 5

On page 2, between lines 3 and 4, insert:

"C. * * *

(3) Cigarette tax stamps shall be sold by the secretary of the Department of Revenue to bonded registered Louisiana tobacco dealers in the state of Louisiana who have a direct purchasing contract with a manufacturer at a discount of ~~six~~ **eight** percent from the face value, when purchased in quantities of not less than one hundred dollars face value, and the same provisions and discount shall apply where the metered stamping machine or device is used."

AMENDMENT NO. 6

On page 2, line 21, change "six percent" to "~~six~~ **eight** percent"

AMENDMENT NO. 7

On page 3, line 3, change "six percent" to "~~six~~ **eight** percent"

On motion of Senator Mount, the committee amendment was adopted. The amended bill was read by title and ordered reengrossed and passed to a third reading.

SENATE BILL NO. 262—

BY SENATOR ADLEY

AN ACT

To amend and reenact R.S. 45:301, relative to the La. Public Service Commission; to prohibit the supply of natural gas to a local distributing system from being disconnected or shut-off without prior notice or opportunity for a hearing; authorizes the La. Public Service Commission to promulgate certain rules and regulations; and to provide for related matters.

Reported with amendments by the Committee on Local and Municipal Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Local and Municipal Affairs to Original Senate Bill No. 262 by Senator Adley

AMENDMENT NO. 1

On page 1, line 2 change "45:301" to "45:302"

AMENDMENT NO. 2

On page 1, line 8 change "45:301" to "45:302"

AMENDMENT NO. 3

On page 1, delete lines 9 through 13 and insert the following: "§302. Powers of the commission; scope

The commission shall supervise, govern, regulate and control the transportation or sale of natural gas moving by pipeline to local distributing systems for resale for the purpose of fixing and regulating the rates charged and the service furnished by such public utilities in connection with such transportation or sale.

The power, authority and duties of the commission shall affect and include all matters and things directly connected with, concerning and growing out of the service given or rendered by such pipelines transporting or selling natural gas to local distributing systems for resale with respect to any such transportation or sales."

AMENDMENT NO. 4

On page 1, line 14 after "**any other**" insert "**provision of**"

AMENDMENT NO. 5

On page 1, at the beginning of line 16 after "**without**" insert "**at least three hundred and sixty-five days**"

AMENDMENT NO. 6

On page 1, line 16 after "**system and**" delete the remainder of the line and at the beginning of line 17 delete "**hearing**" and insert "**three public hearings, one of which must be held in the locality of the local distribution system**"

AMENDMENT NO. 7

On page 1, line 17 after "**rules**" insert "**and regulations**"

AMENDMENT NO. 8

On page 2, at the end of line 1, insert the following: "**Such rules and regulations shall consider whether or not the local distribution system is captive to one pipeline; whether the local distribution system has access to other pipelines; operational issues regarding the local distribution system; and the local distribution systems pressure requirements.**"

On motion of Senator Fields, the committee amendment was adopted. The amended bill was read by title and ordered engrossed and passed to a third reading.

SENATE BILL NO. 272—

BY SENATORS ROMERO AND N. GAUTREAUX

AN ACT

To enact R.S. 47:301(7)(l), (10)(dd), (14)(g)(iii), and 18(o), relative to sales tax of the state and its political subdivisions; to provide for an exclusion from such taxes for certain drilling rigs and their component parts; and to provide for related matters.

Reported with amendments by the Committee on Revenue and Fiscal Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Original Senate Bill No. 272 by Senator Romero

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 47:301" delete "(7)(l), (10)(dd), (14)(g)(iii), and 18(o)" and insert "(14)(g)(iii)"

AMENDMENT NO. 2

On page 1, line 6, after "R.S. 47:301" delete "(7)(l), (10)(dd), (14)(g)(iii), and 18(o) are" and insert "(14)(g)(iii) is"

AMENDMENT NO. 3

On page 1, delete lines 13 through 17

AMENDMENT NO. 4

On page 2, delete lines 1 through 10

AMENDMENT NO. 5

On page 2, line 15, after "**include the**" delete the remainder of the line and delete lines 16 through 19 and insert: "**labor, or sale of materials, services, and supplies, used for the repairing, renovating, or converting of any drilling rig, or machinery and equipment which are component parts thereof, which is used exclusively for the exploration or development of minerals outside the territorial limits of the state in Outer Continental Shelf waters.**"

AMENDMENT NO. 6

On page 2, delete lines 27 through 29

AMENDMENT NO. 7

On page 3, delete lines 1 through 9

AMENDMENT NO. 8

On page 3, line 10, change "Section 3" to "Section 2"

On motion of Senator Mount, the committee amendment was adopted. The amended bill was read by title and ordered engrossed and passed to a third reading.

SENATE BILL NO. 296—

BY SENATOR MURRAY

AN ACT

To repeal R.S. 38:225(B) and 301(C)(2)(e), relative to levees; to repeal provision which allows for the removal of certain obstructions on levees at the expense of the owner; to repeal provision which allows for discretionary compensation to such land owners; and to provide for related matters.

Reported favorably by the Committee on Transportation, Highways and Public Works. On motion of Senator Ellington, the bill was read by title, ordered engrossed, and passed to a third reading.

SENATE BILL NO. 299—

BY SENATOR BROOME

AN ACT

To enact R.S. 17:7(26), relative to the duties, functions, and responsibilities of the State Board of Elementary and Secondary Education; to require the State Board of Elementary and Secondary Education to develop, adopt, and provide for the implementation of a visual arts curriculum and a performing arts curriculum in public schools; to provide implementation timelines and requirements; to provide for the development of certain curriculum guides; to provide relative to professional development and training; to require certain instruction in visual arts and performing arts; to provide for the adoption of rules and regulations; to provide relative to funding; and to provide for related matters.

Reported with amendments by the Committee on Education.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Education to Original Senate Bill No. 299 by Senator Broome

AMENDMENT NO. 1

On page 2, delete lines 25 and 26, and insert the following: "**including a requirement that sixty minutes of instruction in the performing arts and sixty minutes of instruction in the visual arts shall be provided to such students each school week.**"

On motion of Senator Ullo, the committee amendment was adopted. The amended bill was read by title and ordered engrossed and passed to a third reading.

SENATE BILL NO. 300—

BY SENATOR MURRAY

AN ACT

To enact Part V of Chapter 16 of Title 25 of the Louisiana Revised Statute of 1950, comprised of R.S. 25:792 through 794, and to enact R.S. 47:332.53, relative to Orleans Parish; to create the French Quarter-Marigny Historic Area Management District; to provide relative to the purposes, governance, duties and authority of the district; to provide relative to funds of the district; to provide for an effective date; and to provide for related matters.

Reported by substitute by the Committee on Local and Municipal Affairs. The bill was read by title; the committee substitute bill was read.

SENATE BILL NO. — (Substitute of Senate Bill No. 300 by

Senator Murray)

AN ACT

To enact Part V of Chapter 16 of Title 25 of the Louisiana Revised Statute of 1950, comprised of R.S. 25:796 through 799, and to enact R.S. 47:332.53, relative to Orleans Parish; to create the French Quarter-Marigny Historic Area Management District; to provide relative to the purposes, governance, duties and authority of the district; to provide relative to funds of the district; to provide for an effective date; and to provide for related matters.

Notice of intention to introduce this Act has been published.

Be it enacted by the Legislature of Louisiana:

Section 1. Part V of Chapter 16 of Title 25 of the Louisiana Revised Statute of 1950, comprised of R.S. 25:796 through 799, is hereby enacted to read as follows:

**PART V. FRENCH QUARTER-MARIGNY
HISTORIC AREA
MANAGEMENT DISTRICT**

§796. Short title

This Part shall be referred to as the "French Quarter-Marigny Historic Area Management District."

§797. Findings; declaration of necessity; and purpose

A. The legislature finds that:

(1) Hurricane Katrina caused extensive damage to the cornerstone of the state's tourism industry, the French Quarter.

(2) Even though Louisiana's most historic district and iconic treasure was spared from extensive flooding and looting during the aftermath of Hurricane Katrina, the French Quarter did not survive the storm unscathed. The French Quarter not only sustained wind and infrastructure damage, but its damage is continuing to occur due to a tourism drought.

(3) The prolonged loss of tourists and visitors has pushed the French Quarter's world renowned restaurants, antique stores, art galleries, museums, specialty shops, and hotels to the brink of closure. The loss of these businesses would create a void in Louisiana's hospitality industry and further tarnish the tourism appeal of New Orleans and of the state.

(4) It is in the best interest and common good of the people of the state, the city of New Orleans, and the French Quarter, for the French Quarter's tarnished world image to be repaired by improving the safety and quality of life of its visitors and residents, restoring its damaged or missing infrastructure, addressing its parking and mobility concerns, beautifying its appearance, and making it more appealing and inviting for its patrons.

(5) Although the city of New Orleans increased its funding of sanitation and public safety services in the French Quarter and Marigny Triangle post-Katrina, the city's resources are limited and must be divided city-wide among its many neighborhoods destroyed by Hurricane Katrina. Therefore, to protect and improve Louisiana's tourism industry and economy and to preserve public health, safety, and welfare, it is necessary and essential for the state to assist in revitalizing New Orleans' flagging tourism industry by creating and funding an historic area management district to respond to post-Katrina dynamics that is composed of the state's most historic district, the French

Quarter, and a section of its third most historic district, the Faubourg Marigny.

B. Purpose. The purpose of the district shall be to strengthen the district as a vital component of Louisiana's tourism industry by investing and reinvesting public funds in the district to aid in the preservation of the district's architecture, quaint charm, and tout ensemble, to beautify its appearance, to improve public safety, to foster quality experiences and quality of life within its boundaries, and to improve commercial and residential vitality; thereby vastly increasing the quantity of the district's local, national, and international visitors and full-time residents, as well as to protect and improve the tourism industry and to promote economic development throughout the state.

§798. Definitions

As used in this Part, unless the context requires otherwise, the following terms shall have the following meaning:

(1) "Board" means the board of commissioners of the French Quarter-Marigny Historic Area Management District.

(2) "City" means the city of New Orleans.

(3) "District" means the French Quarter-Marigny Historic Area Management District.

§799. Creation of the French Quarter-Marigny Historic Area Management District

A. Creation. (1) There is hereby created within the city of New Orleans a body politic and corporate which shall be known as the French Quarter-Marigny Historic Area Management District. The district shall be a political subdivision of the state, as defined in the Constitution of Louisiana, to exist until June 30, 2014, unless such date is extended by law.

(2) The district is created to provide the following functions:

(a) Enhancing public safety and sanitation within the district by financing supplemental safety and sanitation services as the board deems appropriate.

(b) Providing supplemental resources for the enforcement of laws and regulations that relate to the quality of life for tourists, residents, and businesses within the district as the board deems appropriate.

(c) Engaging in strategic planning, business and commercial development activities, administering capital improvement funds, and administering programs.

(d) Taking such actions as may be advisable to enhance commercial, civic, and cultural activity within the district, to promote and aid in the conservation and preservation of the district's quaint historic nature, character, qualities, and architecture, to foster quality events and quality of life in the district, to restore regional character to the district, to attract locals and tourists to visit the district, to facilitate and promote the development and improvement of public infrastructure within the district, and to encourage new residents to live in the district.

B. Boundaries. The district shall be comprised of the area of the city of New Orleans lying within the following boundaries: the Mississippi River, the center line of Canal Street, the rear property line of the properties fronting on the lake side of North Rampart Street, the rear property line of the properties fronting on the downriver side of Esplanade Avenue, the rear property line of the properties fronting on the lake side of Royal Street, the rear property line of the properties fronting on the upriver side of Touro Street, the rear property line of the properties fronting on the lake side of North Rampart Street, and the center line of Elysian Fields Avenue to the Mississippi River.

C. Governance. (1) The district shall be governed by a board of commissioners consisting of twelve members as follows:

(a) The chairman of the Vieux Carre Commission or his designee.

(b) One person who is either domiciled, owns or operates a business, or employed full-time, in the district, appointed by the Vieux Carre Property Owners, Residents and Associates, Inc.

(c) One person who either owns one or more restaurants in the district or is a corporate representative of a company owning and operating one or more restaurants in the district, appointed by the Louisiana Restaurant Association, Inc.

(d) One person who is either employed full-time, or owns or operates a hotel, in the district between the center line of Canal

Street and the middle of Iberville Street, appointed by the Louisiana Hotel and Lodging Association, Inc.

(e) One person who is either employed full-time, or owns or operates a hotel, in the Vieux Carre or Faubourg Marigny sections of the district, appointed by the Louisiana Hotel and Lodging Association, Inc.

(f) One person who is either employed full-time, or owns or operates a business, in the district, appointed by the French Quarter Business Association of Louisiana.

(g) One person who is either employed full-time, or owns or operates a business, in the district, appointed by the Bourbon Street Merchants Association.

(h) One person who owns a business headquartered in the district, appointed by the mayor of New Orleans.

(i) One person who is domiciled and a qualified elector in either of the parts of the Vieux Carre designated as VCR-1 or VCR-2, appointed by the mayor of New Orleans.

(j) One person who is domiciled, owns or operates a business located, or is employed full-time, in the district, appointed by the French Quarter Citizens, Inc.

(k) One person who is domiciled, owns or operates a business, or is employed full-time, in the district, appointed by the Faubourg Marigny Improvement Association, Inc.

(l) One person who is employed full-time or owns or operates a business, in the district, appointed by the New Orleans Metropolitan Convention and Visitors Bureau, Inc.

(2) Any qualification or condition that is a prerequisite for a member's appointment to, or membership on, the board shall be maintained throughout the member's term of office and membership on the board. Any board member who, during the member's term of office, fails to maintain any such qualification or condition shall be automatically disqualified from membership on the board and the office shall become vacant. Prior to the board taking action to disqualify a member and fill such vacancy, at least two weeks written notice shall be given by the board to the appointing authority of the member. The vacancy may be filled simultaneously with the occurrence of the vacancy.

(3) Except for the member provided for by R.S. 25:799(C)(1)(a), the members of the board shall serve four-year staggered terms. The initial appointees shall draw lots to determine their terms of office: three members shall serve a two-year term, three members shall serve a three-year term, three members shall serve a four-year term, and two members shall serve a five-year term.

(4) Any member who misses fifty percent or more of the board's regular meetings in any calendar year shall be disqualified and removed automatically from office and that person's position shall be vacant as of the first day of the next calendar month. Prior to such a vacancy or disqualification occurring, at least two weeks written notice shall be given by the board to the appointing authority. Such vacancy may be filled simultaneously with the occurrence of the vacancy. The former member shall not be eligible for reappointment until expiration of the balance of the vacated term.

(5) Any vacancy in the membership of the board occurring by reason of the expiration of the term of office, death, resignation, disqualification, or otherwise shall be filled in the same manner as the original appointment.

(6) Board members shall serve without pay or per diem. The board may reimburse any member for reasonable and necessary expenses actually incurred with the authorization of the board in the performance of duties on behalf of the district.

(7) The board shall have the power to organize and reorganize the executive, administrative, clerical, and other departments and forces of the district, and to fix the duties, powers, and compensation of all employees, agents, and consultants of the district.

(8) The board shall elect yearly from its numbers, a chairman, vice chairman, secretary, and treasurer and shall establish their duties as may be regulated by rules adopted by the board. The board shall meet in regular session no less than six times a year and may meet in special session as convened by the chairman or upon written notice of six members, upon giving at least seventy-two hours written notice to all members. A

majority of the board members, not including vacancies, shall constitute a quorum. Except as provided in Paragraph (9) of this Subsection, actions of the board require approval by the affirmative vote of a majority of the members present and voting.

(9) No action of the board shall be authorized on any of the following, unless approved by a majority of the total board membership:

(a) The adoption of bylaws and other rules and regulations for conduct of the district's business.

(b) The hiring and firing of the district's administrator, who may be the administrator of the Downtown Development District.

(c) The adoption or amending of the annual budget.

(d) The election of officers.

(10) The board shall cause minutes and a record to be kept of all its proceedings. The board shall select a newspaper of general circulation within its territorial jurisdiction as its official journal in which it shall publish its minutes, and in which it shall publish all official notices as are required by law.

(11) All board meetings shall be in accordance with the Open Meetings Law.

D.(1) In addition to the powers and duties elsewhere granted in this Section, the board is hereby granted and shall have and may exercise all powers necessary or convenient for the carrying out of its objectives and purposes, including but not limited to the following:

(a) To sue and be sued, and as such, to stand in judgment.

(b) To adopt, use, and alter at will a corporate seal.

(c) To acquire by gift, grant, purchase, lease, or otherwise and to hold and use any property, real, personal, mixed, tangible, or intangible, or any interest therein, necessary or desirable for carrying out the objects and purposes of the district.

(d) To sell, transfer, lease or convey any property acquired by it, or any interest therein, at any time to accomplish the objects and purposes of the district subject to applicable law. Any such sale, transfer, lease or conveyance shall provide for a fair and equitable return of revenue to the district.

(e) To enter into contracts to achieve the district's objectives and purposes.

(f) To appoint officers, agents, and employees, prescribe their duties, and fix their compensation.

(g) To enter into cooperative endeavors or other contractual arrangement with the Downtown Development District for the purposes of providing administration, management, and operation services for the district and to provide for reasonable compensation for such services which the Downtown Development District is hereby authorized to enter into.

(h) To establish such funds or accounts as are necessary to conduct the affairs of the district.

(i) To adopt rules and regulations to implement the provisions of this Part. Any rule or regulation promulgated or adopted by the board shall be subject to legislative oversight by the House Commerce Committee and the Senate Committee on Commerce, Consumer Protection, and International Affairs in accordance with the Administrative Procedure Act.

(2) Notwithstanding any power or authority granted elsewhere in this Part, the board shall have no power or authority:

(a) To supersede the home rule powers and functions of the city.

(b) Related to levying taxes, creating bond indebtedness, exercising eminent domain, zoning, regulating historic preservation or land use, permitting, or prosecuting or citing violations.

(3) The board shall submit a report to the House Commerce Committee and the Senate Committee on Commerce, Consumer Protection, and International Affairs, no later than October first of each year, relative to the activities and finances of the district during the immediately preceding fiscal year. The committees may also review the activities or finances of the district at such times as either or both committees deem appropriate.

E.(1) All powers of the board shall be exercised for the best interest of the district to aid in the improvement of public safety, quality of life, and infrastructure in the district, to aid in the preservation of its history, character, charm, and architecture, to

beautify its appearance, to address its hospitality needs and its transportation and parking concerns, and to increase its marketability and its tourism and residential appeal.

(2) Notwithstanding any law to the contrary, this Part shall apply to the Vieux Carre section of the city. However, prior to any work of the board or the district on, abutting or affecting the exterior of a building or a public sidewalk, street, or space in the Vieux Carre, or the appearance of the Vieux Carre, the proposed work shall be submitted to the Vieux Carre Commission for its recommendation and approval.

(3) The board, the district, or both shall obtain permits as necessary and appropriate.

F. Funding. Funding for the district shall be in accordance with R.S. 47:332.53.

G. Specifically included, though not limited hereby, under the purposes, objects, and powers of the district are the following within the district:

(1) Creating and maintaining restroom facilities.

(2) Beautifying the district, improving its streetscapes and the quality of its frontage, and making cosmetic improvements within the district.

(3) Enhancing the district's walkability and pedestrian-friendly environment.

(4) Revitalizing and nurturing cultural, historical, heritage, and preservation of tourism.

(5) Providing facade grants and incentives to utilize vacant buildings, upper floors, and land.

(6) Addressing transportation concerns.

(7) Facilitating parking and mobility planning, strategies, and management.

(8) Improving commercial and residential vitality and developing and implementing commercial planning, marketing, and recruiting strategies.

(9) Facilitating lighting and signage upgrades, repairs, and replacements.

(10) Aiding in the repair and upkeep of sidewalks, streets, and related infrastructure.

(11) Aiding in video camera installation and monitoring.

(12) Recruiting public amenities and services.

(13) Fostering visually stimulating and quality pedestrian experiences.

(14) Fostering regional and district character.

(15) Facilitating the removal and prevention of graffiti.

H. Nothing in the Part is intended nor shall be deemed to change or affect the structure or organization or the particular distribution and redistribution of the powers and functions of the home rule charter of the city.

Section 2. R.S. 47:332.53 is hereby enacted to read as follows: §332.53. Disposition of certain collections in Orleans Parish

A. Except as provided for in R.S. 47:332.10, the avails of the tax imposed by R.S. 47:331 and collected from within the French Quarter-Marigny Historic Area Management District in Orleans Parish under the provisions of R.S. 47:331 and 332 in each fiscal year shall be credited to the Bond Security and Redemption Fund, and after a sufficient amount is allocated from that fund to pay all the obligations secured by the full faith and credit of the state which become due and payable within any fiscal year, the treasurer shall pay the remainder of such funds into a special fund which is hereby created in the state treasury and designated as the "French Quarter-Marigny Historic Area Management District Fund."

B. The monies in the French Quarter-Marigny Historic Area Management District Fund shall be appropriated each fiscal year by the legislature. The monies in the fund shall be appropriated to the French Quarter-Marigny Historic Area Management District. All unexpended and unencumbered monies in the fund shall remain in the fund. The monies in the fund shall be invested by the treasurer in the same manner as the monies in the state general fund, and all interest earned shall be deposited into the fund.

Section 3. This Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana.

If vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on the day following such approval.

On motion of Senator Fields, the committee substitute bill was adopted and becomes Senate Bill No. 364 by Senator Murray, substitute for Senate Bill No. 300 by Senator Murray.

SENATE BILL NO. 364— (Substitute of Senate Bill No. 300 by Senator Murray)

BY SENATOR MURRAY

AN ACT

To enact Part V of Chapter 16 of Title 25 of the Louisiana Revised Statute of 1950, comprised of R.S. 25:796 through 799, and to enact R.S. 47:332.53, relative to Orleans Parish; to create the French Quarter-Marigny Historic Area Management District; to provide relative to the purposes, governance, duties and authority of the district; to provide relative to funds of the district; to provide for an effective date; and to provide for related matters.

The bill was read by title; lies over under the rules.

SENATE BILL NO. 310—

BY SENATOR DUPLESSIS AND REPRESENTATIVE K. CARTER

AN ACT

To amend and reenact R.S. 38:281(9), 291(K)(1), 330.12(A), and 336(A) and to enact R.S. 38:281(10), relative to the Orleans Levee District; to clarify and provide for the ownership and management of certain property of the district; to provide for an effective date; and to provide for related matters.

Reported favorably by the Committee on Transportation, Highways and Public Works. On motion of Senator Ellington, the bill was read by title, ordered engrossed, and passed to a third reading.

SENATE BILL NO. 318—

BY SENATOR SHEPHERD

AN ACT

To amend and reenact R.S. 38:330.12(A), (B), (C), and (D), and to enact R.S. 38:330.12(F) and 346, relative to the management of non-flood protection functions and activities of certain levee districts; to create the Greater New Orleans Economic Development Authority; to provide for its membership; to provide for its powers, duties, and functions; to provide for the transfer of operation, administration, and management authority of non-flood protection functions and activities of the Orleans Levee District from the division of administration to the authority; to provide for effectiveness; and to provide for related matters.

Reported with amendments by the Committee on Local and Municipal Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Local and Municipal Affairs to Original Senate Bill No. 318 by Senator Shepherd

AMENDMENT NO. 1

On page 1, line 2 after "To" delete the remainder of the line

AMENDMENT NO. 2

On page 1, at the beginning of line 3 delete "and" and insert "enact R.S. 38:" and after "to" delete "the" and insert "advising the division of administration on the"

AMENDMENT NO. 3

On page 1, line 6 after "functions;" delete the remainder of the line and delete line 7 and on line 8 delete "District from the division of administration to the authority;"

AMENDMENT NO. 4

On page 1, delete lines 12 through 17 and insert the following:

"Section 1. R.S. 38:346 is hereby enacted to read as follows:"

AMENDMENT NO. 5

On page 2, delete lines 1 through 29

AMENDMENT NO. 6

On page 3, delete lines 1 through 16

AMENDMENT NO. 7

On page 3, line 17 after "**Authority;**" insert "**advising the division of administration on the**"

AMENDMENT NO. 8

On page 3, at the end of line 26 delete "'managing'" and insert "**advising entity**"

AMENDMENT NO. 9

On page 3, at the beginning of line 27 delete "**entity**" as provided **for in R.S. 38:330.12**"

AMENDMENT NO. 10

On page 3, at the beginning line 28 change "**managing**" to "**advising the division of administration on**"

AMENDMENT NO. 11

On page 4, at the end of line 2 change "**Subsection F**" to "**Subsection E**"

AMENDMENT NO. 12

On page 4, delete lines 10 through 17

AMENDMENT NO. 13

On page 5, delete lines 25 through 29

AMENDMENT NO. 14

On page 6, delete lines 1 through 15

AMENDMENT NO. 15

On page 6, at the beginning of line 16 change "**(8)**" to "**(1)**"

AMENDMENT NO. 16

On page 6, line 17 delete "**its management**" and insert "**the management of the division of administration**"

AMENDMENT NO. 17

On page 6, at the beginning of line 19 change "**(9)**" to "**(2)**"

AMENDMENT NO. 18

On page 6, at the beginning of line 23 change "**(10)**" to "**(3)**"

AMENDMENT NO. 19

On page 6, delete lines 25 through 29

AMENDMENT NO. 20

On page 7, delete lines 1 through 12

AMENDMENT NO. 21

On page 7, at the beginning of line 13 change "**E.**" to "**D.**"

AMENDMENT NO. 22

On page 7, at the beginning of line 16 change "**F.**" to "**E.**"

AMENDMENT NO. 23

On page 7, line 17 after "**limited to**" insert "**advising the division of administration on**"

AMENDMENT NO. 24

On page 7, delete lines 21 through 29 and insert the following:

- (1) New Orleans Lakefront Airport.**
- (2) Lakefront Subdivision lanes and parks.**
- (3) Lakeshore Drive and adjacent parks and green-space.**
- (4) Mardi Gras Fountain.**
- (5) Lake Vista Community Center.**
- (6) Former Naval Reserve Station.**

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- (7) New Basin Canal Properties.
- (8) Orleans Marina.
- (9) Seabrook boat launch and the Frank Davis fishing pier.
- (10) Senator Ted Hickey Bridge.
- (11) South Shore Harbor and North Peninsula.
- (12) The police station on Elysian Fields and in the Loft Building within the Franklin Avenue complex."

AMENDMENT NO. 25
On page 8, delete lines 1 through 18

AMENDMENT NO. 26
On page 8, at the beginning of line 19 change "(2)" to "(13)"

AMENDMENT NO. 27
On page 8, at the beginning of line 22 change "(3)" to "(14)"

On motion of Senator Fields, the committee amendment was adopted. The amended bill was read by title and ordered engrossed and passed to a third reading.

SENATE BILL NO. 328—
BY SENATORS HOLLIS, N. GAUTREUX, MALONE, MARIONNEAU AND NEVERS

AN ACT

To enact R.S. 47:6026, relative to income tax credits; to provide for a refundable credit against state income taxes to certain taxpayers for their property and casualty insurance premium; to provide for an effective date; and to provide for related matters.

Reported with amendments by the Committee on Revenue and Fiscal Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Original Senate Bill No. 328 by Senator Hollis

AMENDMENT NO. 1
On page 1, delete line 2, and insert: "To enact R.S. 47:293(2) and (6)(a)(i), relative to income tax; to provide for a deduction"

AMENDMENT NO. 2
On page 1, line 3, change "income taxes to" to "taxable income for"

AMENDMENT NO. 3
On page 1, delete lines 7 through 17, and on page 2, delete lines 1 through 14, and insert:
"Section 1. R.S. 47:293(2) and (6)(a)(i) are hereby enacted to read as follows:
§293. Definitions

The following definitions shall apply throughout this Part, unless the context requires otherwise:

* * *

(2) "Homeowner's insurance premium deduction" for the purposes of this Part, means fifty-seven and one-half percent of the amount by which the individual's homeowner's insurance premiums paid to insure a residence in the state for the tax year exceeds the amount of the credit provided for regular assessments or emergency assessments levied by the Louisiana Citizens Property Insurance Corporation in R.S. 47:6025 for the tax year.

* * *

(6)(a) "Tax Table Income", for resident individuals, means adjusted gross income plus interest on obligations of a state or political subdivision thereof, other than Louisiana and its municipalities, title to which obligations vested with the resident individual on or subsequent to January 1, 1980, and less:

(i) Homeowner's insurance premium deduction.

* * *

Section 2. This Act shall apply to all tax years beginning after December 31, 2006."

AMENDMENT NO. 4
On page 2, line 15, change "Section 2." to "Section 3."

On motion of Senator Mount, the committee amendment was adopted. The amended bill was read by title and ordered engrossed and passed to a third reading.

SENATE BILL NO. 331—
BY SENATORS ELLINGTON, CAIN, N. GAUTREUX, MALONE AND NEVERS

AN ACT

To amend and reenact R.S. 47:301(3)(j) and (13)(m), and to repeal R.S. 47:302(T), 321(J), and 331(R), relative to exclusions from the sales and use tax of the state and any political subdivision whose boundaries are coterminous with those of the state; to provide for an exclusion for the sales price and cost price of electric power or energy and natural gas used by certain taxpayers; to provide for an effective date; and to provide for related matters.

Reported favorably by the Committee on Revenue and Fiscal Affairs. On motion of Senator Mount, the bill was read by title, ordered engrossed, and passed to a third reading.

SENATE BILL NO. 332—
BY SENATOR NEVERS

AN ACT

To enact R.S. 47:6026, relative to tax credits; to authorize a procedure for granting apprenticeship tax credits against income and corporation franchise tax to certain employers; and to provide for related matters.

Reported with amendments by the Committee on Revenue and Fiscal Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Original Senate Bill No. 332 by Senator Nevers

AMENDMENT NO. 1
On page 1, line 13, delete "**who may not**" and on line 14 delete "**be college bound**"

AMENDMENT NO. 2
On page 2, line 21, after "**such corporation.**" delete the remainder of the line and delete lines 22 through 27

AMENDMENT NO. 3
On page 3, delete lines 20 through 22 and insert the following:
"E. The Department of Labor, in consultation with the Department of Revenue, shall promulgate rules and regulations to carry out the purposes of this Section."

On motion of Senator Mount, the committee amendment was adopted. The amended bill was read by title and ordered engrossed and passed to a third reading.

SENATE BILL NO. 338—
BY SENATOR SCHEDLER

AN ACT

To amend and reenact Section 2.1(G)(1) and to enact Section 2.1(P) of Act No. 180 of the 1984 Regular Session of the Legislature, as amended by Act No. 562 of the 2003 Regular Session of the Legislature, Act No. 1214 of the 2003 Regular Session of the Legislature, and Act No. 682 of the 2004 Regular Session of the Legislature, relative to St. Tammany Parish Hospital Service District No. 2; to provide for term limits; to provide relative to certain members of the board of commissioners; and to provide for related matters.

Reported favorably by the Committee on Local and Municipal Affairs. On motion of Senator Fields, the bill was read by title, ordered engrossed, and passed to a third reading.

SENATE BILL NO. 339—
BY SENATOR FONTENOT

AN ACT

To amend and reenact R. S. 47:6021(C)(1), (D), and (E)(5) and to enact R.S. 47:6021(I), relative to income tax credits; to provide relative to income tax credits for brownfields investors; to increase the percentage of investment eligible for credit; to revise the application and approval process; to authorize the credits to be transferred; and to provide for related matters.

Reported with amendments by the Committee on Revenue and Fiscal Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Original Senate Bill No. 339 by Senator Fontenot

AMENDMENT NO. 1

On page 2, at the end of line 15, delete the period "." and insert: "**as provided for in Subsection(D)(2)(a)(ii) and (D)(2)(b)(ii) of this Section.**"

(c) No credit shall be allowed under this Section for any expenditures for which a taxpayer receives a credit, rebate, or other tax incentive granted by the state under any other provision of law."

AMENDMENT NO. 2

On page 5, line 4, change "**production**" to "**site**"

On motion of Senator Mount, the committee amendment was adopted. The amended bill was read by title and ordered engrossed and passed to a third reading.

SENATE BILL NO. 345—
BY SENATOR ROMERO

AN ACT

To enact R.S. 39:562(N), relative to the general obligation bonds limit of indebtedness; to provide for the limit of indebtedness of parishes and any parish wide hurricane flood protection and drainage district for certain purposes; to provide certain terms and conditions; and to provide for related matters.

Reported favorably by the Committee on Revenue and Fiscal Affairs. On motion of Senator Mount, the bill was read by title, ordered engrossed, and passed to a third reading.

SENATE BILL NO. 346—
BY SENATORS BROOME, CAIN, DUPLESSIS, DUPRE, N. GAUTREAUX, KOSTELKA, MALONE, MICHOT, MOUNT AND NEVERS

AN ACT

To enact R.S. 47:293(2) and (6)(a)(i), relative to income tax deductions; to provide for a marriage strengthening income tax deduction; and to provide for related matters.

Reported favorably by the Committee on Revenue and Fiscal Affairs. On motion of Senator Mount, the bill was read by title, ordered engrossed, and passed to a third reading.

**House Bills and Joint Resolutions
on Second Reading
Reported by Committees**

Senator Ullo asked for and obtained a suspension of the rules to take up at this time the following House Bills and Joint Resolutions just reported by Committees.

HOUSE BILL NO. 32—
BY REPRESENTATIVE HILL

AN ACT

To enact R.S. 13:2619, relative to the justice of the peace court in Ward 1 of Allen Parish; to authorize the constable of the court to utilize certain surplus automobiles; and to provide for related matters.

Reported favorably by the Committee on Judiciary A. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 74—

BY REPRESENTATIVES CROWE AND STRAIN
AN ACT

To enact R.S. 33:1573.1, relative to the office of the coroner of St. Tammany Parish; to provide relative to the receipt by the coroner of certain ad valorem tax revenues; to provide relative to a cooperative endeavor agreement between the parish and the coroner; to provide for the powers and duties of the specified office of the coroner and the fiscal operation of the coroner's office; to provide for salaries; to provide for an annual report; and to provide for related matters.

Reported favorably by the Committee on Local and Municipal Affairs. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 392—

BY REPRESENTATIVE MORRELL
AN ACT

To amend and reenact Code of Criminal Procedure Article 404(A)(2), relative to the appointment of the jury commission in Orleans Parish; to provide for the appointment by the en banc judges of the criminal district court; to provide for appointment by the en banc judges of the Criminal Division of the Forty-First Judicial District Court with the concurrence of the judges en banc civil division; to provide that the commissioners shall serve at the pleasure of the court; and to provide for related matters.

Reported favorably by the Committee on Judiciary A. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 780—

BY REPRESENTATIVE FAUCHEUX AND SENATOR CHAISSON
AN ACT

To enact R.S. 9:203(E)(5), relative to marriage officiants, judges, and justices of the peace; to provide for the extension of authority for certain federal judges to preside over a marriage ceremony for a particular period of time; and to provide for related matters.

Reported with amendments by the Committee on Judiciary A.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary A to Reengrossed House Bill No. 780 by Representative Fauchaux

AMENDMENT NO. 1

On page 1, delete lines 16 through 18 in their entirety

On motion of Senator Chaisson, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

**Senate Bills and Joint Resolutions
on Second Reading
Reported by Committees**

The following Senate Bills and Joint Resolutions reported by Committees were taken up and acted upon as follows:

SENATE BILL NO. 117—
BY SENATOR MALONE

AN ACT

To enact R.S. 56:292, relative to wild quadrupeds; to prohibit the feeding of wild alligators; to provide exceptions; to provide terms and penalties; and to provide for related matters.

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Reported with amendments by the Committee on Natural Resources.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Natural Resources to Original Senate Bill No. 117 by Senator Malone

AMENDMENT NO. 1

On page 1, line 14, after "alligators" and before the period, insert " or (3) a swamp tour operator, registered with the department on a form provided by the department, who maintains at least fifty thousand dollars in general liability insurance and who does not feed a wild alligator within one thousand feet of a residence, structure or building"

On motion of Senator Malone, the committee amendment was adopted. The amended bill was read by title and ordered engrossed and passed to a third reading.

Senator Ellington in the Chair

Senate and Concurrent Resolutions on Second Reading Reported by Committees

The following Senate and Concurrent Resolutions reported by Committees were taken up and acted upon as follows:

SENATE CONCURRENT RESOLUTION NO. 64— BY SENATOR JONES

A CONCURRENT RESOLUTION

To urge and request every mayor, sheriff and chief of police for the state of Louisiana to make available the opportunity for every person who has been arrested, but not convicted of a crime, the right to vote absentee in the fall 2007 election.

Reported with amendments by the Committee on Senate and Governmental Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Senate and Governmental Affairs to Original Senate Concurrent Resolution No. 64 by Senator Jones

AMENDMENT NO. 1

On page 1, line 4 change "election" to "elections"

AMENDMENT NO. 2

On page 2, line 2 change "election" to "elections"

AMENDMENT NO. 3

On page 2, line 4 after "chief of police" insert "in the state"

On motion of Senator Jones, the committee amendment was adopted.

The resolution was read by title. Senator Jones moved to adopt the amended Senate Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr President, Adley, Amedee, Bajoie, Barham, Dupre, Ellington, Fields, Gautreaux B, Gautreaux N, Michot, Mount, Murray, Nevers, Quinn

Boasso, Broome, Cain, Cassidy, Chaisson, Cheek, Cravins, Duplessis, Hollis, Jackson, Jones, Kostelka, Lentini, Malone, Marionneaux, McPherson, Romero, Schedler, Shepherd, Smith, Theunissen, Ullo

Total - 37

NAYS

Total - 0

ABSENT

Fontenot, Total - 2

Heitmeier

The Chair declared the Senate had adopted the amended Senate Concurrent Resolution and ordered it engrossed and sent to the House.

Senate Bills and Joint Resolutions on Third Reading and Final Passage

The following Senate Bills and Joint Resolutions on Third Reading and Final Passage were taken up and acted upon as follows:

SENATE BILL NO. 208— BY SENATOR MOUNT

AN ACT

To enact Children's Code Article 603(13)(h) and Subpart G of Part III of Chapter 1 of Code Title V of Code Book I of Title 9 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 9:358.1 through 358.9, relative to parenting coordinators; to provide for the appointment of a parenting coordinator in child custody cases; to provide for the qualifications of persons who may act as a parenting coordinator; to provide for the duties of the parenting coordinator; to provide for the payment of costs; to provide for the reporting of child abuse; to provide definitions, terms, procedures, and requirements; and to provide for related matters.

Floor Amendments Sent Up

Senator Mount sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Mount to Engrossed Senate Bill No. 208 by Senator Mount

AMENDMENT NO. 1

On page 2, at the end of line 17, insert "No parenting coordinator shall be appointed by the court if a party has been granted pauper status or is unable to pay his apportioned cost of the parenting coordinator."

On motion of Senator Mount, the amendments were adopted.

The bill was read by title. Senator Mount moved the final passage of the amended bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr President, Adley, Amedee, Bajoie, Dupre, Ellington, Fields, Gautreaux B, McPherson, Murray, Michot, Mount

Barham	Gautreaux N	Nevers
Boasso	Heitmeier	Quinn
Broome	Hollis	Romero
Cain	Jackson	Shepherd
Cassidy	Jones	Smith
Chaisson	Kostelka	Theunissen
Cheek	Lentini	Ullo
Cravins	Malone	
Duplessis	Marionneaux	
Total - 37		

NAYS

Total - 0

ABSENT

Fontenot	Schedler
Total - 2	

The Chair declared the amended bill was passed. The title was read and adopted. Senator Mount moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 288—
BY SENATORS B. GAUTREUX AND ULLO
AN ACT

To amend and reenact R.S. 30:2522(7) and to enact R.S. 30:2525(C)(20), relative to Statewide Beautification; to provide for litter reduction; to establish regional litter abatement study groups; to provide for their composition, powers, and duties; to provide terms and conditions; to provide for an effective date; and to provide for related matters.

The bill was read by title. Senator B. Gautreaux moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr President	Dupre	McPherson
Adley	Ellington	Michot
Amedee	Fields	Mount
Bajoie	Gautreaux B	Murray
Barham	Gautreaux N	Nevers
Boasso	Heitmeier	Quinn
Broome	Hollis	Romero
Cain	Jackson	Schedler
Cassidy	Jones	Shepherd
Chaisson	Kostelka	Smith
Cheek	Lentini	Theunissen
Cravins	Malone	Ullo
Duplessis	Marionneaux	
Total - 38		

NAYS

Total - 0

ABSENT

Fontenot
Total - 1

The Chair declared the bill was passed. The title was read and adopted. Senator B. Gautreaux moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 315—
BY SENATOR ELLINGTON
AN ACT

To enact Code of Civil Procedure Article 3036, relative to successions, testament, and probate; to provide certain terms, conditions, and procedures; to provide relative to legatees; to provide certain notice requirements for legatees under certain circumstances; and to provide for related matters.

The bill was read by title. Senator Lentini moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr President	Dupre	McPherson
Adley	Ellington	Michot
Amedee	Fields	Mount
Bajoie	Gautreaux B	Murray
Barham	Gautreaux N	Nevers
Boasso	Heitmeier	Quinn
Broome	Hollis	Romero
Cain	Jackson	Schedler
Cassidy	Jones	Smith
Chaisson	Kostelka	Theunissen
Cheek	Lentini	Ullo
Cravins	Malone	
Duplessis	Marionneaux	
Total - 37		

NAYS

Total - 0

ABSENT

Fontenot	Shepherd
Total - 2	

The Chair declared the bill was passed. The title was read and adopted. Senator Lentini moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 361— (Substitute of Senate Bill No. 189 by Senator Duplessis)

BY SENATORS DUPLESSIS, CHAISSON, HINES, KOSTELKA, MICHOT, MOUNT, NEVERS, DUPRE, N. GAUTREUX, MURRAY AND SCHEDLER AND REPRESENTATIVES BALDONE, BRUCE, K. CARTER, CAZAYOUX, DORSEY, DOWNS, DURAND, FARRAR, ELCIE GUILLORY, HILL, KATZ, LAFLEUR, LAFONTA, PINAC, SALTER, GARY SMITH, ST. GERMAIN, TOWNSEND AND WALSWORTH

AN ACT

To enact Chapter 2 of Subtitle VII of the Louisiana Revised Statutes of 1950, to be composed of R.S. 47:6101 through 6109, relative to tax credits; to provide for tax credits for individuals for child care expenses, for child care providers, for child care directors and staff, and for businesses providing or assisting child care programs; to authorize the Department of Social Services to establish certain criteria and systems to determine eligibility for the kind and amount of tax credits; and to provide for related matters.

Floor Amendments Sent Up

Senator Lentini sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Lentini on behalf of the Legislative Bureau to Engrossed Senate Bill No. 361 by Senator Duplessis

AMENDMENT NO. 1

On page 1, line 17, following "school" and before "may" change "failure" to "failures"

AMENDMENT NO. 2

On page 2, line 9, following "this" and before "1" change "Section" to "Chapter"

AMENDMENT NO. 3

On page 8, line 4, following "Title" and before "1" delete "47"

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On motion of Senator Lentini, the amendments were adopted.

Floor Amendments Sent Up

Senator Duplessis sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Duplessis to Engrossed Senate Bill No. 361 by Senator Duplessis

AMENDMENT NO. 1

On page 9, line 17, change "Paragraph" to "Section"

On motion of Senator Duplessis, the amendments were adopted.

The bill was read by title. Senator Duplessis moved the final passage of the amended bill.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Yeas, Nays. Lists names like Mr President, Dupre, McPherson, etc.

NAYS

Total - 0

ABSENT

Table with 2 columns: Name, Absent. Lists Fontenot, Shepherd.

The Chair declared the amended bill was passed. The title was read and adopted. Senator Duplessis moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 362— (Substitute of Senate Bill No. 311 by Senator Cassidy)

BY SENATORS CASSIDY, BOASSO, BROOME, CHEEK, CRAVINS, DUPLESSIS, ELLINGTON, FONTENOT, HINES, MICHOT, MOUNT, QUINN, ROMERO AND SHEPHERD AN ACT

To enact R.S. 17:17.4, relative to health and physical education; to provide for a health and physical education coordinator in the Department of Education, to provide relative to qualifications and duties; to provide for monitoring and reporting requirements; to provide relative to implementation; to provide for an effective date; and to provide for related matters.

The bill was read by title. Senator Cassidy moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Yeas, Nays. Lists Mr President, Dupre, Marionneaux.

Table with 3 columns: Name, Yeas, Nays. Lists Adley, Amedee, Bajorie, Barham, Boasso, Broome, Cain, Cassidy, Chaisson, Cheek, Cravins, Ellington, Fields, Gautreaux B, Gautreaux N, Heitmeier, Hollis, Jackson, Jones, Kostelka, Lentini, Malone, McPherson, Michot, Mount, Murray, Nevers, Quinn, Romero, Schedler, Smith, Theunissen, Ullo.

Total - 36

NAYS

Total - 0

ABSENT

Table with 3 columns: Name, Absent. Lists Duplessis, Fontenot, Shepherd.

The Chair declared the bill was passed. The title was read and adopted. Senator Cassidy moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 22— BY SENATOR BOASSO

AN ACT

To amend and reenact R.S. 18:1300.2(B) and 1300.3(A), relative to recall elections; to provide for the collection of electors' signatures on recall petitions; to provide for registrar of voters certification; to provide for the total number of voters in a voting area; to provide for a definition of statewide elected official; to provide for statewide elected officials and state legislators; and to provide for related matters.

On motion of Senator Boasso, the bill was read by title and returned to the Calendar, subject to call.

Mr. President in the Chair

SENATE BILL NO. 74— BY SENATOR DUPRE

AN ACT

To enact R.S. 40:2116(D)(4), relative to nursing facilities in Lafourche Parish; to except the relocation of nursing facilities in the parish from the moratorium on any additional nursing facilities or additional beds in nursing facilities under certain circumstances; to provide for an effective date; and to provide for related matters.

Floor Amendments Sent Up

Senator Dupre sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Dupre to Engrossed Senate Bill No. 74 by Senator Dupre

AMENDMENT NO. 1

On page 1, at the end of line 17, insert "The buildings and grounds constituting the original nursing facility to be vacated may be offered by donation to the state, political subdivision, or other public entity for uses consistent with public purposes."

On motion of Senator Dupre, the amendments were adopted.

The bill was read by title. Senator Dupre moved the final passage of the amended bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr President	Dupre	McPherson
Adley	Ellington	Michot
Amedee	Fields	Mount
Bajoie	Gautreaux B	Murray
Barham	Gautreaux N	Nevers
Boasso	Heitmeier	Quinn
Broome	Hollis	Romero
Cain	Jackson	Schedler
Cassidy	Jones	Shepherd
Chaisson	Kostelka	Smith
Cheek	Lentini	Theunissen
Cravins	Malone	Ullio
Duplessis	Marionneaux	

Total - 38

NAYS

Total - 0

ABSENT

Fontenot
Total - 1

The Chair declared the amended bill was passed. The title was read and adopted. Senator Dupre moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 93—
BY SENATOR NEVERS

AN ACT

To amend and reenact R.S. 22:215.5(A) and to enact R.S. 22:215.5(C) and (D), relative to health insurance; to provide for health insurance coverage for mental illness; to require coverage for treatment for drugs and alcoholism under the same coverages and terms as those which are provided for the treatment of other illnesses; to exempt certain individual and limited benefit policies from mandated coverage; and to provide for related matters.

On motion of Senator Nevers, the bill was read by title and returned to the Calendar, subject to call.

SENATE BILL NO. 97—
BY SENATOR SCHEDLER

AN ACT

To enact R.S. 40:2116(D)(4), relative to nursing facilities; to except nursing facilities from the moratorium on additional beds for nursing facilities under certain circumstances; and to provide for related matters.

On motion of Senator Schedler, the bill was read by title and returned to the Calendar, subject to call.

SENATE BILL NO. 104—
BY SENATOR JACKSON

AN ACT

To enact Chapter 53 of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:3101 through 3109, relative to banks and banking; to establish banking development districts in certain areas; to authorize the commissioner of the Office of Financial Institutions to promulgate certain rules and regulations; to provide criteria for establishing banking services in the proposed district; to provide for an application process; to allow for the deposit of certain public funds in certain financial institutions; to authorize the abatement of taxes for a financial institution located in the district; and to provide for related matters.

On motion of Senator Jackson, the bill was read by title and returned to the Calendar, subject to call.

SENATE BILL NO. 223—
BY SENATOR MICHOT

AN ACT

To amend and reenact R.S. 22:681 and R.S. 32:861(B)(2), (C)(1)(a) and (b), and 900(B)(2)(a), (b) and (c), relative to motor vehicle insurance; to provide for compulsory motor vehicle liability insurance limits; to provide for security and proof of financial responsibility; to increase the amount of insurance or security required; to increase the amount of deposit required in lieu of liability bond or policy; to provide insurance coverage for rental motor vehicles; and to provide for related matters.

The bill was read by title. Senator Michot moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Amedee	Dupre	Quinn
Barham	Ellington	Romero
Boasso	Jones	Schedler
Broome	Malone	Smith
Cassidy	McPherson	Theunissen
Chaisson	Michot	Ullio
Cravins	Murray	
Duplessis	Nevers	

Total - 22

NAYS

Adley	Gautreaux B	Jackson
Bajoie	Gautreaux N	Kostelka
Cheek	Heitmeier	Marionneaux
Fields	Hollis	Shepherd

Total - 12

ABSENT

Mr President	Fontenot	Mount
Cain	Lentini	

Total - 5

The Chair declared the bill was passed. The title was read and adopted. Senator Michot moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 226—
BY SENATOR FONTENOT

AN ACT

To amend and reenact R.S. 40:4(A)(2)(b)(ii), (iii), (iv), and (v) and to enact R.S. 40:4(A)(2)(b)(vi) and (vii), relative to the sanitary code; to provide for home-generated sharps waste; to provide for the packaging, storage, treatment, and transportation of home-generated sharps waste; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and returned to the Calendar, subject to call.

SENATE BILL NO. 240—
BY SENATOR AMEDEE

AN ACT

To enact R.S. 40:1730.49, relative to commercial regulations; to provide for energy efficiency and conservation requirements for state-funded major facility projects; to provide for the design, construction, and certification of certain major facility projects; to provide for rules and regulations; to provide for inspections; and to provide for related matters.

Floor Amendments Sent Up

Senator Lentini sent up floor amendments which were read.

May 29, 2007

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Lentini on behalf of the Legislative Bureau to Engrossed Senate Bill No. 240 by Senator Amedee

AMENDMENT NO. 1

On page 2, line 15, following "exceed" and before "the" insert "the requirements of"

On motion of Senator Lentini, the amendments were adopted.

The bill was read by title. Senator Amedee moved the final passage of the amended bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr President, Adley, Amedee, Bajoe, Barham, Boasso, Broome, Cain, Cassidy, Chaisson, Cheek, Cravins, Duplessis, Dupre, Ellington, Fields, Gautreaux B, Gautreaux N, Heitmeier, Hollis, Jackson, Jones, Kostelka, Malone, Marionneaux, McPherson, Michot, Mount, Murray, Nevers, Quinn, Romero, Schedler, Shepherd, Smith, Theunissen, Ullo

NAYS

Total - 0

ABSENT

Fontenot, Lentini

Total - 2

The Chair declared the amended bill was passed. The title was read and adopted. Senator Amedee moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 241— BY SENATOR BOASSO

AN ACT

To enact R.S. 40:1300.143(3)(a)(xiii), relative to the Rural Hospital Preservation Act; to add certain hospitals to the definition of a rural hospital; and to provide for related matters.

The bill was read by title. Senator Boasso moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr President, Adley, Amedee, Bajoe, Barham, Boasso, Broome, Cassidy, Chaisson, Cheek, Dupre, Ellington, Fields, Gautreaux B, Gautreaux N, Heitmeier, Hollis, Jackson, Jones, Kostelka, McPherson, Michot, Mount, Murray, Nevers, Romero, Schedler, Shepherd, Smith, Theunissen

Cravins, Duplessis, Malone, Marionneaux, Ullo, Total - 35, NAYS, Total - 0, ABSENT

Cain, Fontenot, Lentini, Quinn, Total - 4

The Chair declared the bill was passed. The title was read and adopted. Senator Boasso moved to reconsider the vote by which the bill was passed and laid the motion on the table.

Notice Regarding Vote

Senator Cain stated he appeared as absent on the vote on Senate Bill No. 241. He had intended to vote yea on the bill. He asked that the Official Journal so state.

SENATE BILL NO. 273— BY SENATOR KOSTELKA

AN ACT

To amend and reenact R.S. 9:3550(G)(2) and (3)(a), relative to insurance premium finance; to provide for actions to be taken by a premium finance company to cancel an insurance contract when the loan payments are not made; and to provide for related matters.

On motion of Senator Bajoe, the bill was read by title and returned to the Calendar, subject to call.

SENATE BILL NO. 285— BY SENATOR MICHOT

AN ACT

To amend and reenact R.S. 51:2453(1), (2), (5), 2454(B), (C), 2455(E)(2), 2457(A)(2)(b), (c), and (f)(i), 2461(B), and 2462, and to enact R.S. 51:2453(6), and 2457(A)(2)(h), relative to the Louisiana Quality Jobs Program; to provide for the benefit rate; to provide for wages; to designate certain distressed regions in this state; to provide for health care benefits; to extend the deadline to accept applications for the program; to provide for the applicability of existing contracts; and to provide for related matters.

Floor Amendments Sent Up

Senator Lentini sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Lentini on behalf of the Legislative Bureau to Engrossed Senate Bill No. 285 by Senator Michot

AMENDMENT NO. 1

On page 1, lines 2 and 10, following "(5)" and before "," insert "(introductory paragraph)"

AMENDMENT NO. 2

On page 12, line 1, change "R. S. 51:2453(2)(e)" to "R. S. 51:2453(2)(a)"

AMENDMENT NO. 3

On page 12, line 10, change "R. S. 51:2453(2)(f)" to "R. S. 51:2453(2)(b)"

AMENDMENT NO. 4

On page 12, line 11, change "R. S. 51:2453(2)(g)" to "R. S. 51:2453(2)(c)"

AMENDMENT NO. 5

On page 12, line 27, change "SLS 07RS-647" to "No. 285"

AMENDMENT NO. 6

On page 13, line 2, delete "SLS" and on line 3, change "07RS-647" to "285"

On motion of Senator Lentini, the amendments were adopted.

Floor Amendments Sent Up

Senator Michot sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Michot to Engrossed Senate Bill No. 285 by Senator Michot

AMENDMENT NO. 1

On page 9, line 17, change "(a)" to "(1)"

AMENDMENT NO. 2

On page 9, line 20, change "(b)" to "(2)"

AMENDMENT NO. 3

On page 9, line 23, change "(i)" to "(a)"

AMENDMENT NO. 4

On page 9, line 26, change "(ii)" to "(b)"

On motion of Senator Michot, the amendments were adopted.

The bill was read by title. Senator Michot moved the final passage of the amended bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr President	Ellington	Michot
Adley	Fields	Murray
Amedee	Gautreaux B	Nevers
Bajoie	Gautreaux N	Quinn
Barham	Heitmeier	Romero
Broome	Hollis	Schedler
Cain	Jackson	Shepherd
Chaisson	Jones	Smith
Cheek	Kostelka	Theunissen
Cravins	Malone	Ullo
Duplessis	Marionneau	
Dupre	McPherson	
Total - 34		

NAYS

Boasso	Cassidy
Total - 2	

ABSENT

Fontenot	Lentini	Mount
Total - 3		

The Chair declared the amended bill was passed. The title was read and adopted. Senator Michot moved to reconsider the vote by which the bill was passed and laid the motion on the table.

Senate Bills and Joint Resolutions on Third Reading and Final Passage, Subject to Call

The following Senate Bills and Joint Resolutions on Third Reading and Final Passage, subject to call, were taken up and acted upon as follows:

Called from the Calendar

Senator Cassidy asked that Senate Bill No. 206 be called from the Calendar at this time.

SENATE BILL NO. 206—
BY SENATOR CASSIDY

AN ACT

To amend and reenact R.S. 40:34(B)(1)(a)(iii), (B)(1)(h)(i), (B)(1)(h)(iii), (B)(1)(h)(iv), (B)(1)(h)(v) and (B)(1)(h)(vi), relative to the contents of a birth certificate; to provide for the full name of a child on a birth certificate; to provide for the full name of a father on a birth certificate; and to provide for related matters.

On motion of Senator Cassidy, the bill was read by title and withdrawn from the files of the Senate.

Rules Suspended

Senator Ullo asked for and obtained a suspension of the rules for the purpose of reverting to the Morning Hour.

Introduction of Resolutions, Senate and Concurrent

Senator Bajoie asked for and obtained a suspension of the rules for the purpose of introducing and reading the following Resolutions, Senate and Concurrent, a first and second time and acting upon them as follows:

SENATE RESOLUTION NO. 48—
BY SENATOR MARIONNEAUX

A RESOLUTION

To express the sincere and heartfelt condolences of the Senate of the Legislature of Louisiana to the family of United States Army National Guardsman Staff Sergeant George Ray Draughn, Jr., upon his death in ground combat in Operation Iraqi Freedom.

The resolution was read by title; lies over under the rules.

SENATE RESOLUTION NO. 49—
BY SENATOR MARIONNEAUX

A RESOLUTION

To express the sincere and heartfelt condolences of the Senate of the Legislature of Louisiana to the family of United States Marine Corps Lance Corporal Donald E. Champlin upon his death in ground combat action in support of Operation Iraqi Freedom.

The resolution was read by title; lies over under the rules.

SENATE RESOLUTION NO. 50—
BY SENATOR MARIONNEAUX

A RESOLUTION

To express the sincere and heartfelt condolences of the Senate of the Legislature of Louisiana to the family of United States Army Staff Sergeant Jacob G. McMillan upon his death in ground combat in Iraq.

The resolution was read by title; lies over under the rules.

SENATE RESOLUTION NO. 51—
BY SENATOR MARIONNEAUX

A RESOLUTION

To express the sincere and heartfelt condolences of the Senate of the Legislature of Louisiana to the family of United States Army Specialist Joseph Claude Dumas, Jr., upon his death in ground combat in Iraq.

The resolution was read by title; lies over under the rules.

May 29, 2007

SENATE RESOLUTION NO. 52—
BY SENATOR MARIONNEAUX

A RESOLUTION

To express the sincere and heartfelt condolences of the Senate of the Legislature of Louisiana to the family of United States Army Corporal Marcus A. Cain upon his death in combat in Iraq.

The resolution was read by title; lies over under the rules.

Senator Bajoie in the Chair

SENATE CONCURRENT RESOLUTION NO. 70—
BY SENATOR MCPHERSON

A CONCURRENT RESOLUTION

To commend Meredith Carstens Menache on receipt of the Student of the Year award from the Rapides Parish School Board and to congratulate her for many outstanding scholastic achievements.

The resolution was read by title. Senator McPherson moved to adopt the Senate Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr President	Dupre	Michot
Adley	Ellington	Mount
Amedee	Fields	Murray
Bajoie	Gautreaux B	Nevers
Barham	Gautreaux N	Quinn
Boasso	Heitmeier	Romero
Broome	Hollis	Schedler
Cain	Jackson	Shepherd
Cassidy	Jones	Smith
Chaisson	Kostelka	Theunissen
Cheek	Malone	Ullo
Cravins	Marionneaux	
Duplessis	McPherson	
Total - 37		

NAYS

Total - 0

ABSENT

Fontenot
Total - 2
Lentini

The Chair declared the Senate had adopted the Senate Concurrent Resolution and ordered it sent to the House.

SENATE CONCURRENT RESOLUTION NO. 71—
BY SENATOR MARIONNEAUX

A CONCURRENT RESOLUTION

To urge and request the Department of Public Safety and Corrections to change the names of the three state juvenile residential facilities from the Louis Jetson Correctional Center for Youth, A.L. "Red" Swanson Correctional Center for Youth, and Bridge City Correctional Center for Youth to the Louis Jetson Center for Youth, A.L. "Red" Swanson Center for Youth, and Bridge City Center for Youth, respectively.

The resolution was read by title. Senator Marionneaux moved to adopt the Senate Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr President	Dupre	Michot
Adley	Ellington	Mount

Amedee	Fields	Murray
Bajoie	Gautreaux B	Nevers
Barham	Gautreaux N	Quinn
Boasso	Heitmeier	Romero
Broome	Hollis	Schedler
Cain	Jackson	Shepherd
Cassidy	Jones	Smith
Chaisson	Kostelka	Theunissen
Cheek	Malone	Ullo
Cravins	Marionneaux	
Duplessis	McPherson	

Total - 37

NAYS

Total - 0

ABSENT

Fontenot
Total - 2
Lentini

The Chair declared the Senate had adopted the Senate Concurrent Resolution and ordered it sent to the House.

Messages from the House

The following Messages from the House were received and read as follows:

Message from the House

ASKING CONCURRENCE IN
HOUSE BILLS AND JOINT RESOLUTIONS

May 29, 2007

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally passed and asks your concurrence in the following House Bills and Joint Resolutions:

HOUSE BILL NO. 734—
BY REPRESENTATIVE DANIEL
AN ACT

To amend and reenact R.S. 41:642, relative to sixteenth section and indemnity lands; to provide for erosion of and subsidence of sixteenth section or indemnity lands; to provide for revenues generated by such lands; to provide for income beneficiaries; and to provide for related matters.

HOUSE BILL NO. 156—
BY REPRESENTATIVE TRICHE
AN ACT

To amend and reenact R.S. 37:2175.2(C), relative to home improvement contractors; to provide for an exception to the requirement that a home improvement contractor maintain workers' compensation insurance; to provide for the definition of casual employee; and to provide for related matters.

HOUSE BILL NO. 212—
BY REPRESENTATIVE PITRE
AN ACT

To enact R.S. 42:1113.1, relative to the Code of Governmental Ethics; to provide relative to the allocation or use of certain governmental property or resources during gubernatorially declared emergencies or disasters; to provide for penalties; and to provide for related matters.

HOUSE BILL NO. 210—
BY REPRESENTATIVES FAUCHEUX, DARTEZ, GAILLOT, ST. GERMAIN,
TOOMY, AND WHITE
AN ACT

To amend and reenact R.S. 13:782(A)(1), relative to the salary of the various clerks of district courts; to provide for the salary of the

clerks of court based on parish population; to redefine the population categories; and to provide for related matters.

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives

**House Bills and Joint Resolutions
on First Reading**

The following House Bills and Joint Resolutions were read a first time by their titles and placed on the Calendar for their second reading:

HOUSE BILL NO. 156—

BY REPRESENTATIVE TRICHE

AN ACT

To amend and reenact R.S. 37:2175.2(C), relative to home improvement contractors; to provide for an exception to the requirement that a home improvement contractor maintain workers' compensation insurance; to provide for the definition of casual employee; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 210—

BY REPRESENTATIVES FAUCHEUX, DARTEZ, GALLOT, ST. GERMAIN, TOOMY, AND WHITE

AN ACT

To amend and reenact R.S. 13:782(A)(1), relative to the salary of the various clerks of district courts; to provide for the salary of the clerks of court based on parish population; to redefine the population categories; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 212—

BY REPRESENTATIVE PITRE

AN ACT

To enact R.S. 42:1113.1, relative to the Code of Governmental Ethics; to provide relative to the allocation or use of certain governmental property or resources during gubernatorially declared emergencies or disasters; to provide for penalties; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 734—

BY REPRESENTATIVE DANIEL

AN ACT

To amend and reenact R.S. 41:642, relative to sixteenth section and indemnity lands; to provide for erosion of and subsidence of sixteenth section or indemnity lands; to provide for revenues generated by such lands; to provide for income beneficiaries; and to provide for related matters.

The bill was read by title; lies over under the rules.

Messages from the House

The following Messages from the House were received and read as follows:

Message from the House

**ASKING CONCURRENCE IN
HOUSE CONCURRENT RESOLUTIONS**

May 29, 2007

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally passed and asks your concurrence in the following House Concurrent Resolutions:

HOUSE CONCURRENT RESOLUTION NO. 58—

BY REPRESENTATIVE SCHNEIDER

A CONCURRENT RESOLUTION

To urge and request the United States Postal Service not to remove the mail forwarding service center from St. Tammany Parish.

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives

House Concurrent Resolutions

Senator Bajoie asked for and obtained a suspension of the rules to take up at this time the following House Concurrent Resolutions just received from the House which were taken up, read a first and second time by their titles and acted upon as follows:

HOUSE CONCURRENT RESOLUTION NO. 58—

BY REPRESENTATIVE SCHNEIDER

A CONCURRENT RESOLUTION

To urge and request the United States Postal Service not to remove the mail forwarding service center from St. Tammany Parish.

On motion of Senator Bajoie, the resolution was read by title and referred to the Committee on Commerce, Consumer Protection, and International Affairs.

Reports of Committees

The following reports of committees were received and read:

REPORT OF COMMITTEE ON

JUDICIARY C

Senator Joel T. Chaisson, II, Chairman on behalf of the Committee on Judiciary C, submitted the following report:

May 29, 2007

To the President and Members of the Senate:

I am directed by your Committee on Judiciary C to submit the following report:

HOUSE CONCURRENT RESOLUTION NO. 40—

BY REPRESENTATIVE CROWE

A CONCURRENT RESOLUTION

To urge and request local law enforcement agencies to consider collecting information regarding e-mail addresses, user names, and instant messaging screen names from sex offenders and child predators and to additionally urge and request that all judges when imposing sentence on such offenders as a condition of any sentence and probation that the defendant provide all such information to his probation officer which shall be made available to law enforcement.

Reported favorably.

HOUSE BILL NO. 21—

BY REPRESENTATIVES WHITE, ALEXANDER, ANDERS, BAUDOIN, BRUCE, BURNS, R. CARTER, CAZAYOUX, CRANE, CROWE, DARTEZ, DOERGE, DORSEY, DOWNS, DURAND, FRITH, GREENE, HEBERT, HILL, HUTTER, JOHNS, KATZ, KENNARD, KENNEY, LAFLEUR, LAMBERT, LORUSSO, MORRIS, PINAC, M. POWELL, ROMERO, SCALISE, SCHNEIDER, SMILEY, JACK SMITH, JANE SMITH, JOHN SMITH, STRAIN, THOMPSON, TOWNSEND, TRAHAN, TRICHE, AND WOOTON

AN ACT

To amend and reenact R.S. 14:40.2(B)(1)(b), (2)(a) and (b), (4), and (5) and Code of Criminal Procedure Article 894(A)(1) and to enact R.S. 14:40.2(I), relative to the crime of stalking; to provide for increased penalties in certain circumstances; to provide that stalking convictions are not subject to expungement or benefit of probation, parole, or any suspension of sentence; to provide that misdemeanor convictions for stalking shall not be

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subject to suspension of execution of sentence; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 70—
BY REPRESENTATIVE WADDELL
AN ACT

To amend and reenact R.S. 40:966(E)(3), relative to possession of marijuana; to provide for a fine as a penalty for third or subsequent conviction of possession of marijuana; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 134—
BY REPRESENTATIVE CHANDLER
AN ACT

To amend and reenact Code of Criminal Procedure Article 883.2, relative to restitution to victims of crime; to provide that if the defendant agrees as a term of a plea agreement, the court shall order restitution to be paid to other victims of the defendant's criminal conduct, although those persons are not the victims of the criminal charge to which the defendant pleads; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 137—
BY REPRESENTATIVE ST. GERMAIN
AN ACT

To enact R.S. 40:2607(D) and 2608.1, relative to seizure and forfeiture; to provide for the sale of certain seized property pending forfeiture; to provide for procedures for conducting a sale of seized property pending forfeiture; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 148—
BY REPRESENTATIVES FARRAR, BURRELL, R. CARTER, FAUCHEUX, GALLOT, ELBERT GUILLORY, LABRUZZO, M. POWELL, RICHMOND, TOOMY, AND WHITE
AN ACT

To amend and reenact R.S. 16:11(A)(1), relative to the annual salary of assistant district attorneys; to increase the annual salary of assistant district attorneys payable by the state; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 150—
BY REPRESENTATIVES ANSARDI AND MARTINY
AN ACT

To enact Code of Evidence Articles 507(E) and 508(E), relative to the subpoena of lawyers in civil and criminal cases; to provide that the prohibition against the issuance of subpoenas requiring lawyers to reveal privileged or work product information extends to prosecutors and lawyers representing the state or any political subdivision or employed by the Louisiana Legislature; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 164—
BY REPRESENTATIVES CAZAYOUX AND WHITE
AN ACT

To amend and reenact R.S. 15:574.4(A)(3) and (B), relative to parole eligibility; to exclude persons convicted of armed robbery from certain parole eligibility provisions; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 184—
BY REPRESENTATIVES MARTINY, BALDONE, CAZAYOUX, DEWITT, AND JANE SMITH
AN ACT

To enact R.S. 14:67.24, relative to criminal offenses; to create the crime of theft of utility property; to provide for definitions and penalties; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 186—
BY REPRESENTATIVE TRICHE
AN ACT

To enact R.S. 14:102.23, relative to offenses affecting public sensibility; to prohibit the ownership or possession of a dangerous dog by persons convicted of certain felonies; to provide for definitions; to provide for penalties; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 243—
BY REPRESENTATIVE DAMICO
AN ACT

To amend and reenact Code of Criminal Procedure Article 731(B), relative to the issuance of subpoenas; to authorize the clerk of court for the Twenty-Fourth Judicial District Court to sign subpoenas electronically; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 342—
BY REPRESENTATIVE WOOTON
AN ACT

To enact Code of Criminal Procedure Article 893.3(J)(6), relative to the imposition of sentence on felony or specifically enumerated misdemeanor in which firearm was possessed, used, or discharged; to add the crime of domestic abuse battery as an enumerated misdemeanor offense; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 423—
BY REPRESENTATIVE JANE SMITH
AN ACT

To amend and reenact Code of Criminal Procedure Article 900(A)(5) and R.S. 15:574.9(B) and to enact R.S. 15:574.9(G), relative to probation and parole; to provide with respect to revocation for probation or parole for a technical violation; to clarify that those offenders whose probation or parole is revoked for a technical violation shall return to probation or parole after completing the sentence for the technical violation; to provide for a commencement date for the term of the revocation; to amend the definition of "technical violation"; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 462—
BY REPRESENTATIVE GREENE
AN ACT

To amend and reenact R.S. 14:34.2(B)(3), relative to the crime of battery of a police officer; to provide for a minimum mandatory period of incarceration when the battery results in an injury requiring medical attention; and to provide for related matters.

Reported favorably.

Respectfully submitted,
JOEL T. CHAISSON, II
Chairman

**House Bills and Joint Resolutions
on Second Reading
Reported by Committees**

Senator Chaisson asked for and obtained a suspension of the rules to take up at this time the following House Bills and Joint Resolutions just reported by Committees.

HOUSE BILL NO. 21—

BY REPRESENTATIVES WHITE, ALEXANDER, ANDERS, BAUDOIN, BRUCE, BURNS, R. CARTER, CAZAYOUX, CRANE, CROWE, DARTEZ, DOERGE, DORSEY, DOWNS, DURAND, FRITH, GREENE, HEBERT, HILL, HUTTER, JOHNS, KATZ, KENNARD, KENNEY, LAFLEUR, LAMBERT, LORUSSO, MORRIS, PINAC, M. POWELL, ROMERO, SCALISE, SCHNEIDER, SMILEY, JACK SMITH, JANE SMITH, JOHN SMITH, STRAIN, THOMPSON, TOWNSEND, TRAHAN, TRICHE, AND WOOTON

AN ACT

To amend and reenact R.S. 14:40.2(B)(1)(b), (2)(a) and (b), (4), and (5) and Code of Criminal Procedure Article 894(A)(1) and to enact R.S. 14:40.2(I), relative to the crime of stalking; to provide for increased penalties in certain circumstances; to provide that stalking convictions are not subject to expungement or benefit of probation, parole, or any suspension of sentence; to provide that misdemeanor convictions for stalking shall not be subject to suspension of execution of sentence; and to provide for related matters.

Reported with amendments by the Committee on Judiciary C.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary C to Reengrossed House Bill No. 21 by Representative White

AMENDMENT NO. 1

On page 1, line 2, after "(2)(a) and (b)," change "(4)," to "(3), (4),"

AMENDMENT NO. 2

On page 1, line 10, after "(2)(a) and (b)," change "(4)," to "(3), (4),"

AMENDMENT NO. 3

On page 2, line 1, change "less" to "more"

AMENDMENT NO. 4

On page 2, line 1, after "than" delete the remainder of the line and insert "three"

AMENDMENT NO. 5

On page 2, line 2, after "labor," delete the remainder of the line

AMENDMENT NO. 6

On page 2, line 3, delete "of sentence and may be" and insert "and"

AMENDMENT NO. 7

On page 2, delete line 24 and insert the following:

"(3) Any person who commits the offense of stalking against a person for whose benefit a protective order, a temporary restraining order, or any lawful order prohibiting contact with the victim issued by a judge or magistrate is in effect in either a civil or criminal proceeding, protecting the victim of the stalking from acts by the offender which otherwise constitute the crime of stalking, shall be punished by imprisonment with or without hard labor for not less than ninety days and not more than two years or fined not more than five thousand dollars, or both."

AMENDMENT NO. 8

On page 3, line 3, delete "life" and insert "not less than ten years and not more than forty years"

On motion of Senator Chaisson, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 70—

BY REPRESENTATIVE WADDELL
AN ACT

To amend and reenact R.S. 40:966(E)(3), relative to possession of marijuana; to provide for a fine as a penalty for third or subsequent conviction of possession of marijuana; and to provide for related matters.

Reported favorably by the Committee on Judiciary C. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 134—

BY REPRESENTATIVE CHANDLER
AN ACT

To amend and reenact Code of Criminal Procedure Article 883.2, relative to restitution to victims of crime; to provide that if the defendant agrees as a term of a plea agreement, the court shall order restitution to be paid to other victims of the defendant's criminal conduct, although those persons are not the victims of the criminal charge to which the defendant pleads; and to provide for related matters.

Reported favorably by the Committee on Judiciary C. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 137—

BY REPRESENTATIVE ST. GERMAIN
AN ACT

To enact R.S. 40:2607(D) and 2608.1, relative to seizure and forfeiture; to provide for the sale of certain seized property pending forfeiture; to provide for procedures for conducting a sale of seized property pending forfeiture; and to provide for related matters.

Reported with amendments by the Committee on Judiciary C.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary C to Reengrossed House Bill No. 137 by Representative St. Germain

AMENDMENT NO. 1

On page 2, line 13, after "reached," insert "Prior to such sale, the property seized shall be published in the official journal of the governing authority of the parish where the property is located and, if ordered by the seizing agency, in a newspaper which meets the requirements of R.S. 43:140(3) for qualification as an official journal and which has a larger or smaller circulation in the parish than the official journal."

On motion of Senator Chaisson, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 148—

BY REPRESENTATIVES FARRAR, BURRELL, R. CARTER, FAUCHEUX, GALLOT, ELBERT GUILLORY, LABRUZZO, M. POWELL, RICHMOND, TOOMY, AND WHITE

AN ACT

To amend and reenact R.S. 16:11(A)(1), relative to the annual salary of assistant district attorneys; to increase the annual salary of assistant district attorneys payable by the state; and to provide for related matters.

Reported favorably by the Committee on Judiciary C. The bill was read by title and recommitted to the Committee on Finance.

HOUSE BILL NO. 150—

BY REPRESENTATIVES ANSARDI AND MARTINY
AN ACT

To enact Code of Evidence Articles 507(E) and 508(E), relative to the subpoena of lawyers in civil and criminal cases; to provide that the prohibition against the issuance of subpoenas requiring

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lawyers to reveal privileged or work product information extends to prosecutors and lawyers representing the state or any political subdivision or employed by the Louisiana Legislature; and to provide for related matters.

Reported favorably by the Committee on Judiciary C. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 164—
BY REPRESENTATIVES CAZAYOUX AND WHITE
AN ACT

To amend and reenact R.S. 15:574.4(A)(3) and (B), relative to parole eligibility; to exclude persons convicted of armed robbery from certain parole eligibility provisions; and to provide for related matters.

Reported favorably by the Committee on Judiciary C. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 184—
BY REPRESENTATIVES MARTINY, BALDONE, CAZAYOUX, DEWITT,
AND JANE SMITH
AN ACT

To enact R.S. 14:67.24, relative to criminal offenses; to create the crime of theft of utility property; to provide for definitions and penalties; and to provide for related matters.

Reported favorably by the Committee on Judiciary C. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 186—
BY REPRESENTATIVE TRICHE
AN ACT

To enact R.S. 14:102.23, relative to offenses affecting public sensibility; to prohibit the ownership or possession of a dangerous dog by persons convicted of certain felonies; to provide for definitions; to provide for penalties; and to provide for related matters.

Reported favorably by the Committee on Judiciary C. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 243—
BY REPRESENTATIVE DAMICO
AN ACT

To amend and reenact Code of Criminal Procedure Article 731(B), relative to the issuance of subpoenas; to authorize the clerk of court for the Twenty-Fourth Judicial District Court to sign subpoenas electronically; and to provide for related matters.

Reported favorably by the Committee on Judiciary C. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 342—
BY REPRESENTATIVE WOOTON
AN ACT

To enact Code of Criminal Procedure Article 893.3(J)(6), relative to the imposition of sentence on felony or specifically enumerated misdemeanor in which firearm was possessed, used, or discharged; to add the crime of domestic abuse battery as an enumerated misdemeanor offense; and to provide for related matters.

Reported favorably by the Committee on Judiciary C. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 423—
BY REPRESENTATIVE JANE SMITH
AN ACT

To amend and reenact Code of Criminal Procedure Article 900(A)(5) and R.S. 15:574.9(B) and to enact R.S. 15:574.9(G), relative to probation and parole; to provide with respect to revocation for probation or parole for a technical violation; to clarify that those offenders whose probation or parole is revoked for a technical violation shall return to probation or parole after completing the sentence for the technical violation; to provide for a commencement date for the term of the revocation; to amend the definition of "technical violation"; and to provide for related matters.

Reported favorably by the Committee on Judiciary C. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 462—
BY REPRESENTATIVE GREENE
AN ACT

To amend and reenact R.S. 14:34.2(B)(3), relative to the crime of battery of a police officer; to provide for a minimum mandatory period of incarceration when the battery results in an injury requiring medical attention; and to provide for related matters.

Reported favorably by the Committee on Judiciary C. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

Leaves of Absence

The following leaves of absence were asked for and granted:

Fontenot 1 Day

Adjournment

Senator Ellington moved that the Senate adjourn until Wednesday, May 30, 2007, at 1:30 o'clock P.M.

The President of the Senate declared the Senate adjourned until 1:30 o'clock P.M. on Wednesday, May 30, 2007.

GLENN A. KOEPP
Secretary of the Senate

LYNDA E. WHEELER
Journal Clerk